Customs { ME 11-48-104, 105
C M 3-50-48, 49

App F IX 4

Previous References

19 52-53
(C M)

File No 3-5

Serial Nos 9, 1

Later References

CM Dep 769/53

P-1572E

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2

Part B for May 52

SUBJECT

Supply of horse grame to the Mysore city Municipalities by Sri K Nandabosh

L 2011-12/C M 3-52-10 99 16-5-52

The ME commrs Mys city (thro' the PSD)

C, S A D B Mysore

WD 015467—GPB—25 000—12 9 51

Sanction

Ac 30/52

[illegible]

For reasons explained in detail in the above letter, the Irrigation requests sanction of Government to the resolution of the Financial Council dated the 4th April 1917 stating that

"The payment of the bills from March 1917 to December 1917 following inclusive, be recommended at the rates agreed to by this Council for the months of March and April 1917 and that necessary action be taken against the concerned officers responsible for the irregularities in not having got the sanction of the Council in time and not bringing to the notice of the Council the bad quality of the sleepers and to have them suffer for the contractors."

[illegible] have a copy of the letter in the meantime that the bill for Rs. [illegible] for the land from

ML
8671

Payment of bill for Rs 1907-2-11-0 of Sri N Basappa for supply of horsegram to the ML Sewage Farm, Bangalore City Mlty

February 1947 to February 1948, whereas in the Council resolution and the resolution of the Legal Committee, on which the resolution of the ML Cl is based, mention the period as from March 1947 to December 1947 This is not clear The ML Commr will be requested to clarify this point

2) Again, in the penultimate para of the letter under reference the President brings to notice that irregularities have been committed by the Farm Manager and other officers in connection with this purchase and that the Audit Committee of the Municipal Council will be requested to go into these irregularities and fix the responsibility of the officers and officials for the irregularities Pending receipt of the report of the Audit Committee, sanction is sought to pay the bill for Rs 1907-2-11-0 of Sri K Nandibasappa, the cost being met from the Closing Balance of the Municipality for the current year 1948-49 This is for orders

Payment of the bill for Rs 19072-11-0 of Sri Nandabasappa for supply of horsegram to the Municipal Sewage Farm Mysore City Mkt

Mkt 8671

3) Certain irregularities, which are serious, have been committed in this case, such as (i) not observing the rules of contract as prescribed under the City Municipalities Act 1933, (ii) paying a higher rate (Rs 32 per palla + 12%) for inferior stuff, (iii) getting the Mutchalika executed by the contractor 10 months after supply, (iv) not consulting the Mkt Cl for continuing the contract beyond the period of two months for which the Mkt Cl had accepted the contract from Sri March & April 194 & (v) not reporting the matter to Govt in time, but obtaining sanction of Govt to the payment of a heavy sum pertaining to 1947-48, out of the closing balance of the Utility for 1948-49, long after the date of transaction. In these circumstances it would be better if the original papers of the Utility relating to this transaction are called for & examined before a decision is reached in the matter, as also the Audit Committee report referred to in para 2 supra submitted for orders

A

DOOR 17 8 49

Pr 18 5 49

4) A — yes

18/5/49 P.T

867/L

5) What are the monthwise details for B 79,07 a/11? What was the rate at which the gas was being supplied to the palace during 1946-47 and what was the contracted rate at the time the Dy. Supreme Rajas offered to sell 750 pallis to the ruler? Pl return the above information along

Ar 21/5/49

) Submitted with a draft for appl

(1) Approved

23/5/49

23/5/49

Pr. 23-5-49

To
The Hl. Comnr Mysore City,
No. L 13703/23-5-49
Calls for information

Reminder Subd

Ar 3/6/49 Issue Pr 3.6.49 L 14049 3/6

From the President, City Municipal Council Mysore,
no. C3 P 56/48 49 dated 1-8-49
Forwards the office file on the Subject and also furnishes the information

called for

(8) The information furnished is for perusal with reference to para 5 supra. It is stated that the responsibility of the officers and officials for the irregularities in the matter will be investigated and a report sent and that "meanwhile, orders approving of the payment may be passed as the claim is highly belated. Even so, it would appear to be necessary ~~have~~ to have a clarification of the following points before the payment is ordered —

(a) Why when there is a complaint on all hands that the quality of the horsegram was very bad, ~~and~~ the Municipal Council proceed to pay the bill as claimed in full, especially when ~~the~~ the Legal Committee ~~are~~ is of the opinion that the contract has not been regularly entered into and is not valid and binding. The fact that the supplies were received without any protest by the Farm Manager is perhaps not an over-riding consideration, as his own conduct in this matter has come to be questioned. It would appear to be a case where the Municipality might

payment of the bills of Sri K Nandebasappa
for supply of horsegram to the Mysore
City Municipality
at least by to save some of its own funds 867/S 9312
in this bad transaction (the quantities Nil
supplied appear to be correct as they have
been certified to have been taken to
Stock)

(b) Why when the Municipal resolution
of 4-4-49 is only to pay the bills for
the months of March 1947 to December
1947 (inclusive) payment of Rs 19072-11-0
is recommended by the President when
it includes supplies made subsequent to
December 1947

Pr 13-8-49 9)
If approval sanction may be accorded
to the payment of the bills for the
supply of horsegram by Sri Shamanthakan
K. Nandebasappa for the period from
1 2 47 up to 31 12 47, as resolved
by the MCL on 4 4 49.
It is stated
in the resolution that the supply was from
March 1947 up to December 1947. It is
seen from the bill dated 9/10/1949
that the supply was made as far as 27-2-49
and on 1 1 48 also, 48 pallas 1 seer
were supplied

Pay Z

Pay R

	Serial No	
It is doubtful whether to have entered on it would be good, would it be wise to be withheld?		(10) Since the payment for January 1949 is not covered by the resolution it may be held in abeyance till the final report regarding the irregularities & fixing the responsibility therefor is received.
This has [illegible] claimed		Also an amount of Rs 2,48 being the cost of new frames may be deducted from the bill as there is no reason why this amount should be paid. The frames could well have been returned to the prof. — which may be done even now. The payment of this amount may be withheld.
The Committee could [illegible] consider, it is [illegible] now to [illegible]		(11) It is seen from the report of the Chairman, Legal Committee dated 9/1/49 that the frame supplied is of very bad quality & the rate claimed is highly excessive & that the Committee feel that the rate may be considerably reduced — between Rs 25/- & Rs 28/- per pair would be very reasonable. This aspect of the question requires to be pursued, as especially it

Note — Contn Sheet

as stated - 'that there is no legal or valid & binding contract with the contractor. But as this would take time, the alternative suggestion is that a sum of Rs 15000/- may be paid towards the cost of horse gram supplied, pending final settlement after the points involved in the case are settled. This suggestion is made with a view to secure that there is no further delay in making the payment.

(2) If this proposal is accepted, the Collector may be asked to investigate the matter further in the light of the Legal Committee's opinion & fix up responsibility for the irregularities & may also negotiate with the parties to reduce the rates in view of the remarks of the Legal Committee.

For orders

[illegible] 16/6/[illegible]

16/6

(2) The question is pending from a very long time and it is not fair that Mr Nandi Basappa must not be paid the amount due for the supply horse gram to the municipality made from 1-2-67 to 1-2-68, and the amount is really a heavy (Rs 19072 11-0) The Mandya City municipal council writes in his letter dated 9th May 1969 that the authority of the municipal council of Mysore City has recommended that Rs 19072 11-0 may be paid to Sri Dharmavatnakara K Nandi Basappa, out of the closing balance of the municipality for the current year. It may not be necessary at this distance of time to go into the question of the quality of the horse gram supplied, as it was open to the municipal commissioner to reject the supply made if it was bad of inferior quality. I agree with the suggestion of the Mandya to ask the District Committee and the Commissioner may be requested to go into the question of the responsibility of ~~Farm Farm~~ Farm manager and for the

8671/L 9312

for the responsibilities of the officers concerned
and when the work of the company be in a satisfactory state
for their inspection. The hardship (the Nandi Sabha)
cannot be made to suffer by withholding the
payment for unduly long period

21/6/49

Minister City Municipalities)

TREASURY FOR CITY
MUNICIPALITIES AND MUZRAI
No 5663
Date 21/6/1949

14) An interim payment of Rs 15000 may be paid and the balance payment due may be submitted for orders after enquiry is completed

P Gehlot
29/8/49

15) Draft letter
30/7/49

16) Draft letter put up
1.8.49

17) Issue
1/8/49

To
The M Commr Mysore city.
No L1477/ 11-48-105 / 3-8-49
Calls for information

Sus A
16/8/49

payment of the Bills of Sri K Nandeesappa, for supply of horsegram to the Mysore city Mun.

Proceed

The President, Mysore city Municipal Council

No C 3 p. 86/48-49 dated 13 9 49.

Towards resolution dated 29.8 49 of the Municipal Council on the subject

18) While approving payment of Rs 15 000/- to Dharmanidhi Nakara Sri Nandeesappa in part-satisfaction of his bills it was suggested that the Audit Committee and the Municipal Commr may go into the question and investigate the entire matter and fix the responsibility for the several lapses and furnish a detailed report to Govt.

19) The Municipal Council before whom the above letter of Govt was placed has resolved on 29 8 49 to point out that Govt should have referred the matter to the Municipal Council instead of the Audit Committee and the Commissioner regarding further investigation and that Govt may reconsider this lapse

20) The above reference was made in accordance with the suggestion contained in the Municipal President's letter dated 9 5 49 (Vide page 4 portion marked 'A'). Also it was only a course suggested for the Municipal Council itself for taking action and there appears to be hardly any occasion

payment of bills to Sri K Nanda Cappa for supply of horse gram to Mysore City Municipality for the Municipal Council to their feeling aggrieved that it has been bypassed.

21) Sales for perusal and orders

Ca 4/10/49

29) The Mysore City Municipal seems to be rather touchy in this matter. There was certainly no intention on the part of the Govt to bypass the M.C. actually the report of the Audit Committee of the M.C. would come up for consideration before the M.C. Council before it is taken to the Govt and they (Audit Committee of M.C.) cannot send a report direct to the Govt

29) If approved, the second sentence of this office letter dated 27/8/49 will be modified to the effect that the M.C. may have the entire matter investigated & the responsibility of the officers concerned for the several lapses fixed as suggested in the penultimate para of the President's letter dated 5-5-49 and a detailed report submitted to the Govt

Yes/M

A

8/10

Yes/J

(Ld) 7/10/49

241) A - may be done - The President will also be intimated that the Audit Committee

11 PM/ML Payment of the bill of Shri Nandi Borappa, Mysore was mentioned by the Govt, as per his own suggestion in letter dated 9-5-49

Min^r City Municipalities) ocn 10/10/49

11/10/49

MINISTER FOR CITY MUNICIPALITIES AND MUZRAI
No 14 06
Date 11/10 1949

25) Action may be taken as suggested in the penultimate para of the Presidents letter of 9-5-49

PG Kelly 3/12/49

26) Draft - approval before issue

ocn 5/12/49

SECRETARY TO GOVT OF MYSORE
GENERAL DEPARTMENTS
Date 5/12

27) Dft issued

5/12/49

28) Draft letter to the Municipal Commissioner Mysore City re proceeds for approval - Ref para 26 supra

Orec 7/12/49

29 Final sent for 8/12/49

Min^r City Municipalities) ocn 9/12/49

SECRETARY TO GOVT
No 9352
Date 9/12
GENERAL DEPARTMENTS

30

PG Kelly 11/12/49

for 10/12/49

MINISTER FOR CITY MUNICIPALITIES AND MUZRAI
No 2469
Date 10/12 1949

ocn 13/12/49

13/12

31 Issue

for 14/12/49

2

The Municipal Commissioner, Mysore
(Now the President)

Sus A 5/1/50 L 6 1/49 23/12/49
Confirm request

ಎಸ್ಟಿ

GENERAL & REVENUE SECRETARIAT
5548
22 FEB 1950
MUNICIPAL BRANCH

OFFICE OF
THE MINISTER FOR
LOCAL SELF GOVERNMENT
No 1681.
Date 16/2/50

32) This may be referred to the Municipal Commissioner for a report.
15/2/50

33) 17/2/50

Date 16/2

34) The connected file to the Supplier Sri Nandi Gowappa as against the claim for Rs 7,072-11-1 has been highly deteriorated. The audit Committee has been asked to investigate the matter and assess the responsibility for the complaint of consequential loss. The balance amount has been held over pending receipt of the Audit Committee's report.

Raj 4/3/50
JOL 6/3

35) Pl put up draft letter for the M.C. cum calling for a report in the matter

36) A draft letter is put up for approval 6/3/50
Sd/- 8/3/50

37) Done
14/3/50

53248
282

Payment of the bill of Sir K. Nand Kishore for supply of horse gram to Municipal Sewage Farm

To
The Municipal Commissioner
Hyderabad
(Mr. Ahmed)

L 9808/49/18 3 50
Calls for a report

Sus A
22/8/50.
Sm

The Municipal Commissioner,
Hyderabad

Letter no C3P 86/48-49 dated 6 4 50 states that the information will be furnished

38) It is stated that a Committee is appointed to go into the question and receipt of the reply from the Committee, the decision of the Hon'ble Council will be forwarded to Government the decision of the Hon'ble Council will be awaited

Yes for Subs
18/4/50
JM

39) For perusal refer para 32 supra

L S Reddy 18/4/50

40) Report of the Committee may be awaited
Minister for L S. S) 18/4/50

41 Sus A 25/4/50

Sus A 1/5/50

Office of the Minister for Local Self Government
No 362
Date 26 4 1950

Department
26/4

payment of the bill of Bhamakatnakere Sri K Nandebasappa for supply of horse gram to the Municipal Sewage farm Mysore

From

The Municipal Commr Mysore city letter No C2 P R 86/48-49 Dt 23/27-5-50 forwards the Commissioner's Report

Flag "R"

42) The Commissioner's Report is for perusal. The facts of the case are set out in detail in para's 2 to 5 of the Report

43) The Commissioner has ~~noticed~~ observed the following irregularities in this transaction -

(1) The Council had authorised the ~~purchase~~ President to purchase horse gram only for the months of March and April '47' The subsequent purchases were irregular as the developments were not ~~brought~~ to the notice of the municipal Council

(2) The procedure laid down under ~~sec 41~~ of the City Municipalities Act to enter into contract has not been followed

(3) Some quantity of horse gram had been accepted from the contractor

44) The Commissioner c/o of the Vice Chairman - the primary responsibility for all this was that of the then president Sri R Ramachandra Rao Bhamakere and the Health officer

payment of the bill of Dharmaratnakara Sri. N. Nandishappa for supply of horsegram to the Municipal Sewage farm, Mysore

Dr E Ananthiah Rao, who failed to convene the meeting of the Health Committee as was ordered by the president. The Garden Manager is also stated to be responsible for the delay in obtaining the malathalitha from the contractor as directed by the Health Officer

45) There is stated to be no tangible proof of the quantity of the horsegram having been accepted by the president and as such the Committee has not been in a position to assess the loss to the municipality on this account.

46) The ruling average price of horsegram of F A Q during the year 1947 is stated to be Rs 33/- per palla. The Municipal Council is stated to have purchased 534 pallas and 96 seers or 535 pallas and at the rate of Rs 33/- per palla, the bill of the contractor totals Rs 17,655/-. The charges as now preferred are for Rs 19,078-9-3, resulting in a loss of Rs 1423-9-3 to the Municipality. The Committee has proposed this amount to be recovered from the then president and the Health Officer

47) In letter No L 1477/Ind 11-48-105 dated 3 8 49 approval of cost was conveyed to the payment of a sum of Rs 15000/- to the contractor in the original letter dated 9.5.49 of the Municipal Council the amount payable to them was stated as Rs 19072-11-0,

Payment of the bill of Dharmavathakara Sri M Nandi Gasappa for supply of horse gram to the Municipal Sewage farm - Mysore

THE GENERAL AND REVENUE SECRETARIAT

~~PART II~~

~~Statement of matter of routine for the month of ..... 19~~

~~SECTION~~ WD 089—GPB—40 000—1 8 40

The balance of Rs 4042-11-0 was held over pending investigation of the question

48) The Committee has however reported that the bill of the Contractor is now for Rs 19078-9 - about Rs 61 in excess of what was originally reported by the Municipal Commissioner - and suggests that the difference between this and the cost calculated at Rs 33/ per palla which works out to Rs 1,423-9-3 as detailed in

As per bill of the Contractor -	Rs 19078 9-3
Est calculated at 233/ per palla -	Rs 17,655 0-0
Difference -	Rs 1,423-9-3

the margin may be recovered from the then president and the Health Officer who are stated to be responsible for these lapses

49) The then Municipal president Sri R Ramachandra Rao Bhowbore has retired from Service, Long back and it is not known where the Health officer Dr G Ananthia Rao is now working. The recovery of the said loss from them at this stage without convincing evidence against them may be difficult

50) It is therefore for consideration whether the Municipal Commissioner may not be requested to suggest to the Contractor to reduce the bill accordingly in view of his having charged a higher rate not to speak of quantity of horse gram, and also he has claimed on the Municipality

Okay 15/6/15

51) A sum of Rs 15000/- was ordered to be paid to the contractor yet has been paid

52) The balance that has yet to be paid is Rs 4078/9/3 according to this bill

53) But taking the prevalent rate for horsegram at the time of Rs 3 3/- per pallu, the bill of the contractor is found to amount in all to Rs 17,655/- Since the contractor is also partly responsible for palming off some bad stuff on, it may not be desirable to pay him the balance of Rs 4078/9/3 Hence he may be told that he would be given only Rs 2655/- (17,655 - 15000 Rs was 2655) in full settlement of his claims, the amount also ordered to be paid

54) In regard to the recovery of a sum of Rs 1423/9/3 representing the alleged loss to the Pol dept in the cases explained, it is necessary to call upon the officers concerned (the Prepresent the Health Officer the then Sewage farm manager) to explain their lapses in this respect before to

[P T O

1343/Mi 1553/L Payment after bill of Sri Kanta Ramappa Kuruffy of Hosegaum

Pass a surcharge order against them under the provisions of sec 210 (2) of the City Police Act 1933 & as for orders if this may be done — vide the opinion of the Committee of the M/L & in the light of L S G Leg) Law 30/6/50

153076 21/6 L S G DEPARTMENT

55/ We may call for the explanation of the concerned officers of whom Sri Ramachandra Rao Bhembare is now retired. The legality of the position as to whether the entire Council is responsible for the loss or only the two officers on whom the responsibility is now fixed by the Council, has to be examined. We may therefore consult the Law Secretary after the record perused by the Hon'ble Minister

Minister for L S G) 23 7

56/ To discuss

30/6/50

OFFICE OF THE MINISTER FOR LOCAL SELF GOVERNMENT No 1298 Date 24/6/50

57/ Law Secy may be consulted as to whether the contractor should be held responsible or the officers responsible for this and also whether the retired officer should also be made responsible

Law Secretary for remarks) 6/7/50 6/7/50

30/7/50

3498 7 JUL 1950

1593 1343/Law

Payment Bills for Mandalaraffe

18)

A perusal of the records shows that it is not possible to fix the responsibility on the particular officers or the contractor The explanation of the concerned officers may perhaps be obtained in the first instance and the question considered later

Law Secy) 18/7

L S G Secy WRC) 59/1551/19171 19/7

50) May be obtained & put up Minister for L S G) 15/7

Office of the Minister for Local Self Governmenta
No 1791
Date 20/7/50

51) 21/7/50

52) Dft letter 21/7

53) A draft letter is put up for approval.

Subd 24/7/50

54) Issue 25/7/50

The Municipal Cmr Mysore
(Now the President)
L 46741/47287 JD
Calls for information

Sur B 2.8.50

No 1488 Date 19/7 L S G Department
No Date 20/7 L S G Department
18 JUL 1950

G R S APP F III—1]

1593 / 3343
2

GENERAL AND REVENUE SECRETARIAT

( )

NOTES

File No

FILE HEADING

FROM

No Dated Received

Diary No | Enclos | Spare copies | Serial No

BRIEF ABSTRACT OF LETTER

NOTES AND ORDERS

Letter No CR PR 86/48-9 dy 8-8-50 from the Mlcom Mysore city, stating that the Chief Secy, the Dr of Public Health and the Director of Agriculture, have been addressed in the matter of obtaining the explanation of Sri Ramachendra Rao Pthombore, former Pd of the Mlc C, Sri C Ananthra Rao, former Health Officer & Sri K Basavaraj Urs, former Manager of the Sewage farm, respectively & that the Contractor has not been held responsible for any of the irregularities?

NOTES—First Sheet

Payment of the 1593 of 3343 Nandibadappa from the Supt of Mysore

File No of 194

General and Revenue Secretariat

65 The letter received from the Mil Comr Mysore cities submitted for perusal.

66) The Mil Comr, requests orders of Govt for making payment of the balance of the amount to the Contractor, pending orders regarding the recovery of the amount of loss from the officers concerned submitted with reference to Para 50 supra

21/8 21/8

67) In view of the opinion expressed by the Law Dept in para 58 supra, it is not possible at present to decide whether the contractor is or is not responsible for the transaction & if responsible, to what extent. It can be judged only after the explanations of the officers called for are received & considered. Merely because the Committee have not held him responsible for any of the irregularities, their verdict cannot be accepted as final.

68) In the circs reported, a sum of Rs 2658 out of the balance of Rs 4078/9/3 claimed by him may be ordered to be paid to him, the remaining amount being paid to him after the question is finally decided. 69) For orders — referring 58 to 68 inc

& LS Dept 28/8/30

5989 6053 29 28/8/

3343/2 Payment of the bill of Sri K Nand. Basappa for supply of horse gram to Sewage Farm, Mysore

70) Pending orders on the explanation to be furnished, we may ask the Municipality to pay Rs 2655 to the contractor — Sri Nanda Basappa

Minister for L S G) 7 [illegible] 7/9

OFFICE OF THE MINISTER FOR LOCAL SELF GOVERNMENT
No 2595
Date 6/9/50

71) [illegible] 7/9/50 — 7/9/50

[illegible] 8/9/50

72) Dft letter [illegible] 9/9/50

73) Submit with a draft letter for appl [illegible] 11/9

74) Issue [illegible] 13/9 — 16/9/50

For appl L S G (Secy) [illegible] 12/9

The Municipal Commissioner, Mysore city (thro' the President) L 6337/CM 35049 dt 19 9 50 orders the payment of Rs 2655/- to the contractor, pending disposal of the question

75) The Municipal Commissioner, Mysore city has stated that the ~~Director of Public Health~~ chief Secretary to Government the Director of Public Health and

Payment of the bill of
3343 Sri K Nandi Basappa for
ml supply of horse gram to Sewage Farm
Mysore

76) The Director of Agriculture have
been addressed in the matter of
obtaining the explanation of Sri
Ramachandra Rao Bhombore
the former President of the Mysore
Municipal Council Mysore and
other officers 21/9/50 The Commissioner
has not made any reference
so far whether the Municipal
Commissioner may be reminded
in this behalf, is for orders

Sd/
21/9/50

21/9/50

G.R S AIP F III—1]

3470

GENERAL AND REVENUE SECRETARIAT

NOTES

File No

FILE HEADING

Supply horse gram to the Municipal Sewage farm, Mysore

FROM The Mle Commr, Mysore cap, thro the PRD

No C2-PR86/48-9 Dated 1/8/80 Received

Diary No 3470	Enclos	Spare copies	Serial No

BRIEF ABSTRACT OF LETTER

Requesting to obtain the explanation of Sri R Ramachendra Rao Ushombose, for the loss incurred by the Mlcp in connection with the purchase of horse gram supplied to the Municipal Sewage farm.

NOTES AND ORDERS

The connected file on the subject has been sent to the L.S.G. Secy on 28 8 80. The Govt no being 3343

2) The address Sri Ramachendra Rao Bhombose is not known so as to enable this Branch to write to him. The Ld Solicitor orders

3) Since this officer before retire was of the rank of a Deputy Comr, necessary action will have to be ta

NOTES—First Sheet

WD 0875—GPB—5 000—4-11-4

Obtaining Explanation of Sri R Ramachandra 3306/CD

File No of 194 | General and Revenue Secretariat

Branch

in the Confidential Branch, to which this refer will be transferred

Sec of Secy 5/9/50

5) C B to take necessary action

5/9/50

~~may kindly be marked to the~~ Supt CB 12/9/50

6) If approved the Municipal Branch may be requested to fore up the main file in the first instance. ~~The origin of the instant file~~ ~~Known later if a Known it may affect~~ ~~possible or take any action in the CB~~

Sri H P S

13 9 50

Asst Secy Adl Br 20/9/50

SMR 21/9/50

20 9 50

7) Mr. M S pl comply

22/9/50

8) The main file is linked hereto (D no 3343/Genl 50-51)

22/9/50

9) vide paras 55 to 58 of the MRS in that file

10) On perusal & return when no longer required

Asst Secy C B

22/9/50

GENERAL & REVENUE SECRETARIAT 22 SEP 1950 CONFIDENTIAL BRANCH

(1)

General and Revenue Secretariat

Explanation of Sri R Ramachandra Rao Bhombore

File No 3206/CR of 19 3919/CR

[App F III 2

WD 01083?—GPB—30 000—14-7 50

Serial No

11) Sri R Ramachandra Rao Bhombore is since retired from service. His address is not known here. It may be obtained from the Bank office, before his explanation could be called for ~~with the bell~~

Draft letter put up for approval on other orders

HPD 27/9

12) Draft letter to Sri R R Bhombore ~~for~~ put up for approval (address given by the Staff)

HPD 25/9/50

13) Please put up fair copy

25.9.50

14 Draft & fair submitted (Chief Secy)

HPD 26/9/50

15 RMR 27 9 50

26 9 50

16 30/9

RMR 3/10/50

SECRETARY 5959 29 SEP 1950 GOVT OF MYSORE

No 9413/CR 17 3rd Sept. 50

To Sri R R Bhombore B'lore returns to send his Explanation

From Sri R R Bhombore, letter 17 10 50 requests that certain references may be made available to him to enable him to submit his explanation

If approved the file may be sent to the Sec. for kindly making the copies

NOTE—Contn Sheet

P.T.O.

Explanation of Sri Ramachandra Rao Bhambore

File No 3306 V 3919 T 3470 of 19 | General and Revenue Secretariat

Serial No

of such of the references as are required by, ~~Hon'ble Sri Bhambore~~ and those that could be made available to him without objection. A copy of the report of the Committee has already been sent. He wants some three more

'S'

HPD 15/10 — Asst Secy MC Branch — 18 JMR 15/10/50 — MHS

15 10 50

19 The Report of the Committee has already been sent to Sri Ramachandra Rao Bhambore. There are no Records in this office which may be helpful to him to furnish his explanation except the correspondence between this office and the Municipal Council. If approved the Municipal Council Mysore City could be requested to make available the Records of this office relating to the period when Sri Ramachandra Rao Bhambore was in charge of the office, which may perhaps not be objectionable to make them available to him as it may order.

THE MINISTER FOR LOCAL SELF GOVERNMENT No 3636 Date 14/11/50

Ra 17/10/50 — 20 LSG Secy — 17/10/50

7788 / 18/10

21) May be done and a draft put up for approval

22) Draft letter to the Municipal Council Mysore City Municipality be put up for approval

Ra 27/11/50 — LSG Secy — 6/11/50

8575 / 7/11

23) May be approved — LSG Minister

25) SSW 25/11/50

24) 01/11/50 — 24/11/50

3470 / VE 2645

Explanation of Sri R. Ramachandra Rao Bhowbore, for the loss incurred to Mysore city in connection with the purchase of horse-gram

The Municipal Commr,
Mysore city
(Thro' the President)
L 8870/A 1/12/50
states that the information merely furnished to Sri R. Ramachandra Rao Bhowbore

Insp
4/12

From

The Municipal Commr Mysore city
No C2 P R 86/48-49 of 11 12-50
States that it is not desirable to send files containing important documents to private addresses

26) The Commr suggests that Sri Raman Chandra Rao Bhowbore may be requested to go to the Municipal offices at Mysore in view of the difficulty felt to send files containing important documents to private addresses

27) In the event of Sri Ramachandra Rao Bhowbore having to go to Mysore, he will have to be paid perhaps the travelling expenses. It is not known who should bear these charges. Further this suggestion to Sri Raman

6266/ms

obtaining the explanation of Sri R Ramachandra Rao Bhombore

to Sri Ramachandra Rao Bhombore has to be made from the C B

28) For orders

25/12/50

29) The Entity has to pay the Travelling allowance of the retired officer according to the Mysore Service Regulations

30 Sri Ramachandra Rao Bhombore may be requested by a letter

26/12

31) May be approved

32) The municipal Commr will be intimated accordingly as at 29, if approved considered necy MS 30/12

L S G Secy)

10833
4/1

~~The Bhombore may be look at the Records at Mysore Municipal Office~~ 33) The Mis may be asked if they are bear the ~~TA~~ incidental charges payable to the officer (urgent)

MS 17/1/51 MS 18/1

34) Draft letter to the Municipal Commr Mysore asking it to prepare for approval issue

19/1/51 To JM

35) MS 20/1

The Municipal Commr, Mysore city (Thro' the President)

L 10798/47 23/1/1951 calls for information

MS 30/1/51

8176/ml

Obtaining the explanation of Sri Rama Chandra Rao Bhaudhare

From

The Municipal Commr, Rajahmundry
No. C2 P R 86/49 dt 13.3.51

Forwards the information called for

3b) The Commr reports that there is no provision in the M S R for the Municipality to pay even the accidental expenses and that he may be requested to go at his cost or loose coito the file when he visits Rajahmundry on any other purpose

3c) Recd for orders - Ref para 33 of the notes

Mos 16/7/51

JM 17/3

3d) The Fl Secy may be consulted in the matter

L S & Secy) MS 24/3

No 1341 26/3

If the officer is asked to go over at his own cost to Mysore, he may kindly postpone his journey. It seems best (in the interests of the municipality itself) to offer to pay his travelling expenses from municipal funds

Hm
Hm d St
Hm Fl Secy

MS 26/4/51
MS 26/4

325
APP 051

obtaining the explanation of Sri Ramachandra Rao

40) He may be asked to go at his own cost, if the journey is felt necessary by him I do not think he will refuse or ask for T A He is after all a pensioned officer of this govt

8176/ml

325/R

10/4/51

33)
11/4

Minister for Local Governments
No 11
Date 12/4/51

41) He was a responsible officer of this Govt who retired now it is his responsibility to go to Mysore & look into the records The question of his T A need not arise now He may be first asked to attend to this work immediately His T A question if he asks for it, ~~will~~ can be considered on its own merits after his explanation is obtained on the subject

16/4/51

17/4

Recd 17/4

42) Draft D o to Sri Ramachandra Rao Bhowbare C put up for approval

RDC 21/4

23/4

43) Issue

24/4

Memo L 739/8727 4 51

To Sri R Ramachandra Rao Bhowbare Basavangudi

Sec A 28/4

Obtaining the explanation of Sri Ramachandra Rao Bhaubore

Letter dated 7.5.51 from Sri Ramachandra Rao Bhaubore requesting to make the records available to him for a day or two or to get them to this office to enable him looking into them

44) Sri Ramachandra Rao Bhaubore pleads inability for want of time to go to Mysore in view of his temp busy with the All-India Agricultural Labour enquiry in the Southern States. He therefore requests that the concerned papers in the municipal office with the Council Resolution and explanations of the General Section officers may be made available to him for only a day or two and in case, the Commr feels dependent to send them, to obtain the file at least to this office to facilitate his offering an explanation

45) Meanwhile, the president of the Municipality and Retired as head of a Department he desires pleads to be spared the humiliation of putting his presence in the municipal office for the purpose of preparing an explanation

46) The request of Sri Ramachandra Rao Bhaubore to make the records available to him or to get them to this office is for orders - Ref para 41 of the notes above

Noted 15/5/51

47) As requested by Sri R Ramachandra Rao the Commr Mysore city may be asked to send explanations of certain officers referred to, together with the connected papers

8176/41

1639/41

Obtaining his explanation of Sri Ramachandra Rao Bhoomi Gre

Connected papers and resolution cited The file reqd may also be obtd from the Commr and made available here for to Sri R R Rao for reference and to enable the Retired Officer also to offer his explanation

L S G Secy) MS 17/5

1649 17/5 G.O. DEPARTMENT

48) I agree

L Sc m n: ne

MS 1/6-57 MS 4/6

THE MINISTER FOR LOCAL SELF GOVERNMENT
No. 11465
Date 5/6/57

49) The connected record may be obtained & made available to Sri Ramachandra Rao so that he can come & look into the records in the office of the L S G Secy

This is a long pending case

Or 22/6/51

Mu 25/6

MINISTER'S DEPARTMENT 25/6

50) Bft Collr & the Commissioner, Mysore Municipality & put up for approval

Mysore City 27/6/51 Bft

51 Done

27/6

To The Municipal Commr Mysore City - MS
the Vice President

L 30331 dt 27 5 51

Requests to send the Connected Records to this Office

Srs A 3/7

1639, 2654/M1

3,112/M1 Claiming the explanation of Sri Rama Chandra Rao Bhimbar

Letter no C2 PR 86/48-69 dated 14 7 51

The Municipal Commr Mysore City Municipality -

~~Returns~~ forwards the connected records

5th Subject cited - a draft letter to Sri Rama Chandra Rao communicating the orders of the Hon'ble Minister at para 49 supra for approval

4667 31/7 INWARD

Seen 31/7

Seen 31/7

5th/10th Issue

1/8

1/8

R Rama Chandra Rao - Bhimbar
Ranoji Rao Road "Basavanpura" B.A. B'lore 4

L 4546/dated 6 8 51

intimates that the connected records are available in the office

Sri A 7/8

3900 pd

payment of Bill for Rs 19,042-11-0
for supply of horsegram by Dharmaratnakara
Sri. K Nanchegowda obtaining the
explanation of Sri Ramachandra Rao
Bhoumkar

Copy of letter No S. 6110 dated
13 9 51 addressed to the Chief
Secy to Sri Ramachandra Rao
Bhoumkar acknowledging the
receipt of his explanation

55) The explanation offered by
Sri. Ramachandra Rao Bhoumkar
has been passed on to this Branch
by the Chief Secretariat

56) The records obtained from
the Mysore city municipal office
for the reference of Sri Ramachandra Rao
Bhoumkar are stated to be required
for obtaining his explanation. In
other words and officials concerned
hence if approved the records will
be returned to the Municipal Commr,
Mysore city

57) A draft letter is also put up
for approval or other orders

MOS
5/10/57

SMR 6/X/57

58) The original records need not
be sent what are the charges framed
or on what point his explanation was
called for, & what is his explanation
thereto should be. Continued on the above

3470/

purchase of horse gram by the Mysore Co/ops selling for 1947 - Fixing the responsibility for latches

pomb

8/10/49

59) The facts of the case are as follows

60) Tenders for the supply of horsegram for the use of cattle maintained in the Mysore city municipal farm for the calender year 1947 were invited. The only tenderer Sri Thammanna quoted the controlled rate plus 15% handling charges. The Health Committee in its resolution dated 30-1-47 approved this tender modifying the exceeding payment to 5%. The tenderer was however not communicated of this decision

flag A'

Forthwith

61) Meanwhile Sri K Nandobasappa representing the Grain Merchants Association who were supplying horsegram to the palace asked to be given the contract for supply to the municipality also at Rs 32/- per palla plus 12½% handling charges as was charged to the palace. After some negotiations and with the concurrence of the D C, a rate of Rs 32/- per palla plus 10% handling charges was agreed to and the Association even accepted to give monthly supplies to the municipal farm instead of ad hoc

62) By now it became evident that Sri Thammanna was not agreeable to the modified rate approved by the Health Committee. Since the Grain Merchants Association had

3900 U 546 (4) ml

purchase of fish from the steps as well as in 1946)
- Mark up Responsibility for the Catches

almost monopolised the market for this commodity, the possibility of Sri. Thamcuanna giving Regular Supplies was not quite certain. The Health Officer and the President therefore moved the question of switching over the contract to the Grain Merchants Association.

63) The municipal Council considered the Subject on 27. 2. 1947 and authorised the President to purchase the Requirements for March and April '47 at the Rate Supplied to the palace; and to issue in the meantime a notice to Sri Thamcuanna as to why his contract should not be cancelled. Sri Thamcuanna was issued the notice on 10 3 '47 and he Replied the same day to say that the Rate was not workable. Flag B

64) The need for cattlefeed in the farm was urgent. The Health Officer obtained Supplies from the Grain Merchants Association to the end of December '47 even though there was no authorisation for making purchases subsequent to April '47. There was also complaint from one of the Councillors (at a later stage) that even the Stuff Supplied was bad. Flag C

65) The bill for Rs 19,072-11-0 of the Association after much controversy was placed before the Council on 2.4.47 when it was Resolved as follows:- Flag E

Resolved that payment of the bills from March 47 to December '47 (both months inclusive) be Recommended at the Rates agreed to

purchase of the Rice for the orphan colony really in 1947
fixing responsibility for the latches

Serial No

by the Council for the months of March and April '47 and that necessary action be taken against the concerned officials responsible for the irregularities in not having got the sanction of the Council in time and not bringing to the notice of the Council the bad quality of the horsegram said to have been supplied by the contractor"

(66) The above resolution of the municipal Council was sent up to Govt on 9 5. 49 for sanction to make payment of the bill out of the closing balance of the municipality for 1948-49. Govt after carefully examining the question approved the payment of a sum of Rs 15 000/- with restrictions that the municipal Council may have the entire matter investigated and the responsibility of the officers concerned for the serious lapses fixed to enable orders being passed regarding the payment of the balance amount.

(67) The municipal Council accordingly constituted a Sub-Committee. The Sub Committee investigated the question and as the absence of samples of horsegram supplied found no way of fixing the responsibility for the loss

Reg F
Linnet file.

purchase of Nigram Tyre Steps c.g. etc. etc. (P.M.)
— fixing responsibility for the latches

File No 3900 U 52464/ml of 1952 — General and Revenue Secretariat

Serial No

occurred on account of the bad quality of the grain that was stated to have been supplied, and taking into consideration the prevailing rates at the time viz Rs 33/ per palla (Ft A Q) as ascertained from the R.O, Mysore city and the Grain Merchants Association arrived the resultant loss to the municipality at Rs 1,423-9-3 as worked out in the margin. The Committee fixed the responsibility for this loss on the then president, Sri Ramachandra Rao Bhombore, the Health Officer Sri E Anand Rao and the Market Manager, Sri Basavaraja Urs and recommended a pro-rata recovery of the amount from them. The municipal Council adopted by a majority the Report of the Committee at its meeting held on 5 5th 1950

Flags G-4 (1)

According to the contractor's bill — Rs 19,078-9
for 535 pallas @ Rs 33/- per palla — Rs 17,655-0
Rs 1,423-9-3

Flag 'K' lines

68) The Report of the Sub-Committee with the Council Resolution came up to Govt with Commissioner's letter no. C2.P.R 86/45-47 dated 27 5 50. The file was referred to the Law Secretary for remarks as to whether the contractor should be held responsible or the officers, and also whether the retired officer (Sri R Bhombore) should also be made responsible. The Law

Purchase of horse-gram by the Mysore city Municipality in 1947. fixing responsibility for the latches

General and Revenue Secretariat

File No V 5464/mf of 1957

[App F III

WD 0108 52—GPE—30 000—14 7 50

Serial No

para 58 of the notes in the linked file

Secretary, whereupon noted. that on a perusal of the Record showed that it was not possible to fix the responsibility on particular officers or the contractor and that the explanations of the concerned officers may first be obtained and the question considered later After receiving the Sub Committee's Report a further payment of Rs 2,655/- was authorised in this office letter No L 6337/C&M 3-50-49 dated 19 9 50 and the balance payable to the Association is now only Rs 1,423-9-3 held in abeyance by the Sub-Committee.

Flag L — linked file

69) It is in this background that Sri Ramachandra Rao Bhombore who was then the president of the Mysore city municipality has furnished his explanation. The following are the charges levelled against the officers:

Flag "M"

(1) The developments after 27-2-47 are not brought to the municipal Council and are all contrary to the Resolution of the municipal Council passed at the meeting held on 27 2 47. Hence the purchase of horsegram in the year, except for the months of March and April '47 is unauthorised.

(2) The procedure laid down

NOTE—Contn Sheet

Purchase of horse gram by the Hyderabad City Municipality in 1947 – fixing responsibilities for the latches

File No 3900 V 5464/ml. of 19

General and Revenue Secretariat

Serial No

under Sec 41 of the City Municipalities Act to enter into Contract have not been followed

(3) Some quantity of bad stuff has been accepted from the Contractor

10) Re. the first charge, Sri Bhaskara in his explanation states that he issued immediate and timely instructions several times to the Health Officer Sri. E Ananda Rao to convene the meeting of the Health Committee and speed up the Resolution for being placed before the Council and that the responsibility for this omission should therefore be entirely placed on the Health Officer for not carrying out his instructions. The president was then the executive head of the Municipality and such an argument may perhaps mean an expression of helplessness to pull up a subordinate officer and a tacit acquiescence in his inaction. If the president had ordered the stoppage of purchases after April '47 and insisted on the Council's authorisation for getting further supplies, it would have forced the hands of the Health Officer to act quickly. It is always

purchase of the ~~long~~ horse gram by the Mysore city Municipality in 1947 – taking up responsibilities for the latches

Serial No

usual for any commodity to become scarce on the imposition of an excise, and perhaps because of the anxiety to keep up a continuous supply ~~procured~~ such an extreme step was not taken in the circumstances then obtaining. Sri E. Ananda Rao and the Stores Manager Basavaraja are equally culpable, if not more, and their explanations have been called for separately by the municipal Commr through their heads of departments.

71) Re the second charge viz delay in obtaining the agreement and defect in form rendering it ultra-vires the provision of Sec 41 of the City Municipalities Act, it has to be stated that this is a corollary to charge one, and want of form however procures to serve in disguise as a saving factor, as the Grain Merchants Association cannot enforce the rate of Rs 32/ per palla plus the accepted handling charges in case the decision that might finally ~~emerge~~ should be for payment of a lesser rate. Hence this charge may not be of much consequence

72) On charge three, the Special Commr itself has been unable to assess the actual loss on this account without

NOTE—Contn Sheet

Purchase of the horse gram by the Mysore City Mly in 1947 - fixing responsibilities for the latches

deprive information and it may not serve any useful purpose to pursue it further. So responsibility for this belongs to the Stores Manager who has failed to report the quantity of Gad Stock supplied each month

73) Sri Ramachandra Rao Bhombore in his explanation has given his own calculations (vide page 25) to show that his Association has actually cost in the deal and the Municipality would ~~have~~ have had to pay more if supplies had been obtained from other sources. The order of the Commr dated 6 6 48 seems to make the position on this point clear. When Sri Nandegowda was pressed to reduce the rate to Rs 25/ per palla as desired by the Health Committee on the ground that the market rates from May to Sept were lower than the price demanded by them, he was stated to have replied that he was not acting in his individual capacity but on behalf of 48 members who had formed themselves to purchase and sell horsegram in a corporate capacity, that they had completed their purchases prior to 26 3 47 and face supplies in the subsequent months from those stores and that they were not formed

Flag

Serial No

by the subsequent market rates. It is apparent from this ~~therefore apparent~~ subsequent that the ruling rates in the market were not as favourable as the contracted rate and if other arrangements had been made after April, the municipality would perhaps have got grams for a lesser price. Hence the contention that there was no loss to the city may not be quite acceptable.

74) By way of vindicating his position Sri R Bhombore has traced the history of how the Mysore city ~~municipality~~ municipal Council after being repeatedly jolted in its demand for a non-official president began venting its spleen against the official president making his position irksome and embarrassing at every step. He attributes the present charge made against him to the outcome of malice prepense. This is an episode to influence the present issue and may even be beside the point.

75) The Law Secretary wants the explanations of his ~~Engineer~~ also Health Officer Sri Ananda Rao and the Farm Manager Sri. Basavaraja are to offer their opinion and it is not known whether their explanations have been received by the Commissioner who had called for them.

Purchase of the house gram by the Mysore City Mcity in 1947 — fixing responsibilities for the laches

File No 3900 V 5464/57 ml of 19

General and Secretariat

Serial No

76) Subs for orders — Ref para 58 of the order above

26/11/57

27/11/57

77) Obtain the explanations of other officers as observed by Law Secretary at Para 58 of the linked file

27/11/57

78) Off Collen of the Municipal Commr, Mysore city as put up for approval.

1/12/57

1/12/57

79) Issue

3/12

To

The Municipal Commr
Mysore City Municipality
(Thro the Pdt)
L 9732/14-12 51

Sen. A.

From
The Municipal Commr, Mysore City
No. C2. P R 86/48-49 Dt 8 1 57

Forwards the Explanation of Sri Basava Raja Urs

80) The Commissioner's Collen is for perusal

81) The D P S will be requested to ask Sri E Ananda Rao to go to Mysore immediately to prepare ~~and submit~~ his explanation and submit —

A

Purchase of horse gram by the Mysore city relief in 1947 - fixing responsibility for the latches
SA 64/md 56460/md

---

the same through the proper channel as the question has been pending from a very long time

83) To enable the Health officer to prepare his explanation, the Records of the Mysore city Municipal Office which are on the file are to be returned with instructions to Resubmit them with the explanation of Sri. G. Ananda Rao

B

83) The Contractor is stated to have served a legal notice in respect of the balance amount of Rs 1,423-9 3 due to him as per his bill The Commissioner Requests orders for making payment of this amount pending orders fixing the liability on the officers Concerned

C

84) A, B. and C. are for orders

Mas 15/1/52 85) A + B. may be appd
SVR 15/1/52 As regards C the legal notice has to be called for and examined to know whether the Contractor can be permitted to take such action as he deems fit in the matter for orders

Scan 15/1 15/1/52

86) A & B may be done at once & the file put up again for examining point raised at 'C' the Commr may

6460/ML

Supply of Kanbegram to the Mysore City Municipality

be informed that he will hear again

re C

16/1/52

87) Off Collector to the D P H and the Municipal Commr, Mysore City Municipality are put up for approval

17/1/52

17/1/52

88) Issue

17/1/52

To

The D P H as Mysore, B'lore

No. L 11946 dated 31. 1 52

Requests to direct the Health officer Sri Narasimha Rao to present his explanation

To

The Municipal Commr, Mysore City

No L 11948 dated 31 1. 52

States that separate orders would issue re payment of the balance amount to the Contractor

1— [illegible] Municipal 1—

6460 J 7339/2nd

Supply of horsegram to the Mysore City Municipality

From

The D.P.H. at Mysore, B'lore

No. C 1-227/51-52 dated 15.2.52

S/Sirs that Sri Anantha Rao has been directed to proceed to Mysore to prepare his explanation

L.S.G. Secretary's ~~orders~~ observation

89) "Why the enclosure to the letter addressed to the D.P.H. not sent"

90) The omission to send the enclosure is due to an oversight and is regretted

91) Submitted for orders ~~with reference to~~ regarding the recommendation of the Municipal Commr to make payment of the balance amount of Rs 1,423-9-3 due to the contractor who is stated to have issued a legal notice in this behalf - Ref para 86 above

CHS 28/2/52

SRG 28/2/52 92) As regards the omission to send the enclosures, it has become a common feature in this Branch. The concerned CHSs have to see that the enclosures are arranged to be sent along with the letter. If any such omission is brought to light, the concerned CHS

7339 Supply of horse gram to the Mysore City
Reg

have to be fined if appd, an extract thereof will be taken & got circulated and any further violation of the instruction will be brought to the Rmd Notice of the Secretary

93) As regards the legal notice, said to have been issued, it is better to call for the original legal notice or a copy thereof

Secy Leg) 12/3/52

No 13272
Date 15/3
Legal Office

Rmd on 14/3

94) SCS
17/3
17/3

95) Draft letter to the Municipal Commr, Mysore City Municipality & put up for approval
Leg 25/3/52
SCS 25/3/52

96) Issue
27/3

To
The Mu Commr
Mysore City Mlly
(thro the Pdt)

L 602/dated 9 4 52
calls for the original legal notice

8252/ml

Supply of horsegram to the Mysore city Rly

97) The main file bearing
D/No 5464/ml is under issue.
It approved this will be put up
after issue

TRM
9/4

Yes
9/4

Proceed

The Rly Concur, Mysore city Rly
No. C.P.R 86/48.49 of 28.3.52

Forward the explanation of Sri. B. Ananda Rao H.O and the Remarks of the Spec

98) The explanation of Sri Ananda Rao has now been sent to the Municipal Commr which is flagged D along with the Records of the Spec

99) The explanations of Sri. R. Ramacha and Rao Bhoosahare, the then Municipal Commr and of Sri 'Basappa are, the then Store Manager are flagged 'F' and 'E' respectively

100) The history of the case has been noted in paras 59 to 75 of the notes above

101) The file may now be referred to the Law Secretary with reference to para 58 of the notes on the linked file

102) In Para 58 of the linked file the Law Secretary

16/4/52
16/4

8252
Ml

Supply of Horse gram to the Municipality

has observed that ~~the from~~ a perusal of the records shows that it is not possible to fix the responsibility on the particular officers or the Contractor and that the explanations of the Concerned officers may perhaps be obtained in the first instance and the question considered later. The explanations have been obtained now. The legal notice or a copy ~~thereof~~ ~~of~~ it has not been received yet. For orders whether the explanations of the officers ~~has~~ to be examined in this branch and ~~the~~ records transferred to the Law Dept with the opinion of the Concerned Secretary or whether the file may be transferred as it is now. It is ordered that this Branch has to examine the explanations, then the note will be Continued hereafter.

Secy

16/4

No 630
17/4

104) There are two proposals of the Mysore City Mu Council. The first is to sanction payment of the balance of Rs 1423-9-3 still due to

8252
Ml

Supply of Horsegram to the Mily

the Contractor The Hl Council having resolved as long back as in May 1950 that the balance of Rs 4078-9-3 has to be paid to the Contractor The total claim was Rs 19078-9-3 & a sum of Rs 15,000/- was ordered to be paid in letter dated 38/49 As the Sub Committee which investigates the matter opined that ~~as against~~ Rs 17655/- ~~should~~ would have been due if the officers concerned had taken prompt steps, a further sum of Rs 2655/- was ordered to be paid to the contractor, in letter dated 19-9-50 The balance still due to the contractor is only Rs 1423-9-3 There has at ~~not~~ no time been any suggestion that the Mily is not legally bound to pay this amount The question has been whether there has been any ~~this~~ unnecessary extra expenditure and if so whether there has been any negligence or

dereliction ~~derelection~~ of duty on the part of the officers concerned There appears therefore to be no objn to order the payment of the balance of Rs 1423-9-3 due to the contractor, pending further consideration of the qn of enforcing the responsibility of the then President & Health Officer for the loss incurred by the Mlty The may be done

A

105) The next question is whether Sri R Ramachandra Rao Bombhore the then President & Sri E Anantha Rao the then Health Officer can be held responsible for the lapses which have, in the opinion of the Sub Committee, resulted in the extra expenditure of Rs 1423-9-3, & the amount ordered to be recovered from them, as suggested by the Sub Committee and approved by the Mlt Council Holding a Govt Servant responsible for loss and asking him to make good such loss amounts

825 20
Supply of Horsegram to the Municipality.

to disciplinary action and the rules whether the P S C has to be consulted under Art 320(3) of the Constitution before passing such orders has to be exd Pending such examn. in consultation with the Edn Secy, the proposal at 'A' in the previous page may be appd

Jun LSG & PH
Minr
Law Secy

JCB 20/4
21/4

21 APR 1952

106) A— Agree
22/4

23/4
23/4

OFFICE OF
THE MINISTER FOR
LOCAL SELF GOVERNMENT
No 418
Date 24.4.52

107) Approved
30/4/52

JCB 1/5
2/5

108) Off Co is put up for approval
6/5/52
6/5/52
Secy
10/5

109) Issue & put up
JCB 12/5
13/5

Supply of Horse gram to the M'ty
8252/ml-5/6

To
The Municipal Commissioner
Mysore City Municipality
(Thro the Pdt)
The controller S A-D
L 2011-12/d K 3 52-16
dated 16 5-52

Sanctions

110) ~~[illegible]~~ Submitted after issue as per orders ~~[illegible]~~ at para No 109

~~[illegible]~~ 5/6
~~[illegible]~~ 5/6 (Secy LSG) 5/6

111) It is seen from the records that the Municipal Council had absolutely no other source of procuring horse-gram when once the contractor Sri Thammanna had failed to supply it at the rate fixed by the Municipality Having had no source of supply for cattle feed of this commodity and also on account of the controls, this commodity was not readily forthcoming for purchase in the market, the Municipal Council followed the only course left open to it, viz , that of buying it from the Gram Merchants' Association, represented by Sri K.Nandibasappa, who were also the suppliers to the Palace of this commodity It is also seen that before entering into a contract even for a limited period of two months, viz , March and April 1947, the Deputy Commissioner was also consulted All this shows that there was no other alternative left open for the Municipal Council than to buy it from this source. No doubt the matter should have been considered afresh at the end of these two months and the approval of the Council should

Supply of Horse gram to the Mysore Ally

should have been obtained for the continuance of the purchase, beyond the authorised period of two months To my mind, this seems to be the only departure on the part of the then President. But against this, we must also consider the heavy duties and responsibilities in other directions devolving on the official President of a premier municipality like that of Mysore, and also whether these small details of convening the meetings of the particular committee could be remembered by him at the time without proper assistance from the office The main reason that seemed to have been in the minds of the officers concerned at the time was a continuous and assured supply of this commodity in a period of its scarcity and fluctuation in the rates thereof. There was also the day-to-day need of the cattle being fed on this commodity and its non-availability in the market. It was probably thought by the officers concerned at the time that this was a routine matter in which the action taken bona fide by the officers concerned would in the usual course be ratified by the Council It is also seen that there has been no mala fide transaction, but the purchases seemed to be of absolute necessity and for a legitimate purpose which could not be put off Thus, I am inclined to feel that there is no use at this distance of time to hold the then President (now retired) responsible after a lapse of five years.

112) As regards the inferior quality of the gram the Farm Manager should have exercised proper care and rejected the stuff and insisted upon good quality being supplied

Supply of horse gram within M.C. limits
Supply of horse gram to the Mysore City

716/ML V 3556/ml

113) The file may, in the circumstances be kindly ordered to be closed

Minister for P.H. & L S G
through
Financial Secretary.

7/6/52

FINANCIAL SECRETARY
9 - JUN 1952
U O No 2410 Fl

114) 9 6 52

115) 18/7/52

19/7/52

OFFICE OF THE MINISTER FOR PUBLIC HEALTH AND LOCAL SELF GOVERNMENT
11 JUN 2
No 1454

116) A draft letter to the Municipal commissioner, Mysore city Municipality returning the records is put up for approval

VRM 23/7

23/7/52

Issue

25/7

To
The Municipal commissioner
Mysore city Mcity
(thro the Pdt)

B Leela
for -11-48.

2 5846 / Encl records
29 7-52

716 U3556 pml

Supply of horsegram to the Mysore City Municipality by Sri K Veerappa

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From

The Municipal Commr, Mysore City
No C.P.R 86/48 of 4 8 52
acknowledges the receipt of the Records

No further action is called for

B If approved the papers can be filed

Rao 25/8/52

25/8

File

26/8

No
Encl. 1-

OFFICE OF THE PRESIDENT
CITY MUNICIPAL COUNCIL MYSORE

Date 9th May 1949

From

T Narasimma Iyengar BA BL
B ~~[illegible]~~
S/e President City Municipal Council
MYSORE

To

Janab Mir Safdar Hussain, B A ,
Secretary to Government,
General Department,
Bangalore

Sir,

Subject Payment of the bill for Rs.19072-11-0 for supplying horsegram by Dharmaratnakara Sri K.Nandibasappa.

I have the honour to enclose for favour of obtaining sanction of government resolution No878 dated 2-4-49 passed by the Mysore City Municipal Council in regard to the payment of the bill of Sri Dharmaratnakara K.Nandibasappa for Rs.19072-11-0 for supply of horsegram to the Municipal Sewage Farm.

The following is a brief history of th case leading to the resolution passed by the Council

In response to the notification dated 9-1-47 calling for tenders for supply of horsegram and other articles for a period of one year from 1-2-47 to 1-2-48, one Sri T Thammanna offered to supply horsegram at the Government rate plus 15%. The Health Committee in their resolution No 192 dated 30-1-47 (~~Flag 5~~) approved of the proposal (among other things) to purchase horsegram from Sri T Thammanna at Government rate plus 5% This tender contractor having failed to supply the horsegram on the modified terms, the Health Officer in his Memo dated 25-2-47 enclosed the above resolution of the Health Committee and requested permission for purchase of horsegram for the municipality from the President, Foodgrains Merchants Assn., Mysore who offered to supply the horsegram at tne tender rate of the contractor. The Council before whom this report of the Health Officer was placed at their meeting on 27-2-47, resolved authorising the President to purchase horsegram required for the two months of March and April 1947 only at the rates at which it was being supplied to the Palace and further resolved that a notice may in the meanwhile be issued to Sri T Thammanna as to why his contract should not be

cancelled On 21-3-47 the Health Officer reported that the Deputy Commissioner had phoned to him that in case the Municipality wanted the horsegram at the rate supplied to the Palace, the required quantity for whole year namely 750 pallas may be purchased at the controlled rate at once and that after giving the supply to the Palace andMunicipality, the remaining stock would be released to the public The then President ordered that it was profitable to purchase horsegram from the Foodsgrains Merchants Association, as the tendered contactor was not prepared to supply at the lesser rate accepted by the Municipality The President also ordered that the Health Officer might take a mutchalika from the President, Foodgrains Merchants' Association, and place the same before the council It was nearly 9 months after the commencement of the lease period that the mutchalika was accordingly obtained from the President, Foodgrains Merchants Association on 14-12-1947 in a form approved by the Municipal Advocate The mutchalika stipulated that 750 pallas of horsegram would be supplied at Rs.32/- plus 12% per palla But the requirements of section 41(7) were not gone through in respect of the Mutchalika, Horsegram was obtained from Sri K.Nandiabasappa, President of the Foodgrains Association, and when a consolidated bill received for supply of horsegram from February 1947 to February 1948 from him for a sum of Rs.19072-11-0 was placed before the Health Committee at their meeting held on 17-2-48, they felt that there was no authorisation from the Municipal Council to purchase horsegram for the months covered by the bills except for the two months of March and April 1947, they also observed that the Commissioner might note the controlled rate that was prevailing during the period of supply in question and report if Sri K.Nandibasappa was sending the bill in his independent capacity or as the President of the Food Grains Merchants Association. A further note was placed on 16-3-48 before the Health Committee, embodying the answer to the above points

stating that the bills were received from Sri.K. Nandibasappa in his capacity as the President of the Foodgrains Merchants Association and that the prevailing rate of horsegram was Rs.32/- per palla. The Council thereupon resolved on 13-5-48 that the bills for the months of March and April 1947 might be paid at the rate supplied to the Palace, the payment of the other bills being deferred pending further information regarding the prevailing rates of horsegram during the subsequent months of May to December 1947 from the Rationing Officer It was then ascertained from the Rationing Officer that the ruling rates for horsegram per palla were Rs 28/- for inferior deteriorated stuff, Rs.35 to Rs 40 for stuff of average quality and Rs 42 to Rs.43½ for white and neat quality The Health Committee before whom the information was placed resolved at their meeting dated 11-6-48 that information as to the legality of the claim of Sri Nandibasappa for the payment of the bill may be obtained. The MunicipalAdvocate furnished the opinion that Sri Nandibasappa could not legally claim and recover the rate of Rs.~~22~~ 32/- per palla in the absence of a contract duly entered into and the amount could be paid to him only if the Council ratified the entire transaction The opinion of the Municipal Advocate was referred to the Legal Committee, who concurred with his opinion on the non-enforcibility of the claim by way of a suit But the Chairman of the Legal Committee, while forwarding the above resolution of the Legal Committee, addressed a letter to the President statingthat the Council had received benefits from the Supplier, but as the stuff supplied was of a very bad quality, the rate claimed was excessive. He, however, added that the matter might be examined and settled on equitable grounds The Council who discussed ~~xxxxxxxx~~ the subject at their meeting held on 2-4-49 at length were of opinion that the rates agreed to by the Council for the months of March and April 1947 may be fixed for the supply of horsegram for the remaining period also and that the payment of the bill to the party be recommended to Government for according necessary sanction, in view of the fact that the bill related to articles supplied two years back and the budget provision had lapsed, ~~xxxxxx~~ the amount being met out

of the closing balance of the current year's budget

Sri E P Nanjappa, one of the Municipal Councillors, has informed the Council that he happened to see the horsegram supplied to the Sewage Farm by Sri K.Nandibasappa and that its quality was very bad Samples of the horsegram supplied each month to the farm have not been preserved by the Farm Manager No report has been made by the Farm Manager or by any other officer that the quality of the horsegram supplied was poor The supplies have been received without any protest by the Farm Manager In these circumstances, the Council felt that there was no justification for making any reduction in the amount of the bill for the alleged poor quality of the gram supplied

The Farm Manager appears to have been negligent in not reporting that the quality of the gram supplied was unsatisfactory Other irregularities have also been committed in not obtaining timely sanction of the Council for the rates to be paid for supplies after April 1947 The Audit Committee will be requested to go into these irregularities and fix responsibility of the officers and officials for the irregularities

In enclosing herewith copies of the resolution of the Council as also of the Health Committee and the letter from the Chairman, Legal Committee, I request you kindly to obtain immediate orders of Government to make the payment of the bill of Sri Dharmaratnakara K Nandibasappa for Rs 19,072-11-0 out of the closing balance of the current year's budget, as the party is pressing for payment which is highly belated

Yours faithfully,

T Nataraja Iyengar

President

Office of the Chairman,
Legal Committee, City Municipal Council
Mysore. Dated.9th January 1949

Proceedings of the Adjourned meeting of the Municipal Council held on Saturday the 4th April 1949 at 4 p.m.

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878. Legal Committee resolution No 33/10-1-1949 concurring with the opinion of the Municipal Advocate regarding the claim of Sri Dharmaratnakara K.Nandibasappa for the payment of Rs 19,072-11-0 for supply of horsegram to the Municipal Sewage Farm from March 1947 to December 1947 and office note thereon

Resolved that payment of the bills from March 47 to Dec. 1947 both inclusive be recommended at the rates agreed to by this Council for the months of March and April 1947 and that necessary action be taken against the concerned officials responsible for the irregularities in not having got the sanction of the Council in time and not bringing to the notice of the Council the bad quality of the horsegram said to have been supplied by the contractors.

Sd.T.Venkataramaniah,
President

Copy
T N Iyengar
President.

Office of the Chairman,
Legal Committee, City Municipal Council,
Mysore, Dated.9th January 1949

To

The Chairman,
Health Committee,
City Municipal Council,
Mysore.

Sir,

I am herewith returning the entire file connected with referred subject regarding the bills dated 9-10-47 from the President, Grain Merchants Association, Mysore, for supply of Horse-gram to the Sewage Farm Cattle shed from March 1947 to December 1947 amounting to Rs.19,072-11-0 The opinion of the Legal Committee is expressed in its resolution No.33 dated 9-1-49 (a copy of the resolution is herewith enclosed).

The Committee has requested the Chairman to enclose a confidential note to the resolution with a view to elucidate the resolution.

As the requirements of Sec.41 of the City Muncapalities Act has not been observel, it is clear that there is no valid and binding contract between the Municipal Council and Sjt. Dharmaratnakara K Nandibasappa.

But as the Council has also received the benefits from him, having taken and used the gram, it is on equitable grounds that the matter has to be viewed and settled The gram that has been supplied is of very bad quality The rate claimed by the party is highly excessive The Committee feels that the rate has to be considerably reduced (Between Rs.25 and Rs.28/- per palla would be very reasonable one).

The party has to be personally sent for and be told that though there is no legal and binding contract But the Municipal Council could be pursuaded to deal with him considerably if he is prepared to accept the rate that has now been proposed. Care may be taken that nothing is reduced into writing at any stage of the discussion.

From the perusal of the records it is to be noted the Sectional Officer has not observed the formalities required under law, and this has led to this complication and has taken the supply of gram at his responsibility and risk

Yours faithfully,

T.Narasimha Iyengar,

Chairman,
Legal Committee, Mysore.

Copy

T N Iyengar

President.

To

The Municipal Commr
Mysore City
(Through the Pdt

Subject - Payment of bill for Rs 19,072-11-0 to Dharmaratnakara Sri Nandibasappa for supply of horsegram to the Mysore City Municipality -

Sir

With reference to the President's letter No C3P 86/48-49 dated the 9th May 1949 on the above subject, I am directed to request that information may be furnished on the following points -

(i) What are the monthwise details for Rs 19,072-11-0?

(ii) What was the rate at which the horsegram was being supplied to the Palace during 1946-47 and 1947-48?

(iii) What was the controlled rate at the time the Deputy

Proceedings of the Legal Committee meeting of the Mysore City Municipal Council held on Monday the 10th January 1949 at 4-30 in the Municipal offices.

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33. Deferred subject No.27/22-10-1948 of the Health Committee re the bills dated 9-10-1948 from the President (Sri.Dharmaratnakara K.Nandibasappa, Grain Merchants' Association, Mysore, for the supply of horsegram to the Sewage Farm cattle shed during the years 1946-47 and 47-48 (From March 1947 to December 1947) amounting to Rs. 19,072-11-0 together with the Municipal Advocate's opinion and office note thereon Opinion being circulated.

The Legal Committee concurs with the opinion of the Municipal Advocate on non-forcibility of the claim of Sri. Nandibasappa by way of suit.

Sd T Narasimha Iyengar,
Chairman

Copy
T N Iyengar
10.5.49 President

Proceedings of the Health Committee meeting held on 17-2-48 at 4 P.M. in the Municipal offices, Mysore.

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215. Bill dated 9-10-1947 from Mr.K.Nandibasappa, for Rs.12,25: ~~1400~~ 14-0 for supply of horsegram from 27-2-1947 to 1-9-47 with the office note thereon

Res,- There is no authorisation from the Municipal Council to purchase at the rate supplied to the Palace for the months covered by bmll except for the months of March and April The Commissioner will ascertain the Government controlled rates during these period and report if Mr Nandibasappa has been presenting this bill in his individual capacity or as the President of the Grain Merchants' Union Pending the above information, the subject is deferred.

Sd P Sitharamiah,
President.

Copy

T N Zenger
President.

Proceedings of the Ordinary General meeting of the Mysore City Municipal Council on Thursday the 27th Feb 1947 at 4 p.m. in the Municipal offices.

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819. Health Officer's report dated 25-2-1947 requesting permission to the purchase of horsegram required for the use of the Municipal Cattle, from (Mr.K.Basappa) President, Foodgrains Merchants' ~~Association~~ Union, since the tender contractor failed to supply the horsegram as per requisition sent by the Manager of the Municipal Sewage Farm.

It was resolved that the President be authorised to purchase horse-gram of the quantity required for March and April 1947 at the rate at which it is supplied to the Palace and in the meantime issue notice to Mr Thammanna why his contract should not be cancelled.

Sd.R Ramachandra Rao Bhombor

President.

Copy

T N Jangal

President.

To

The Municipal Commr
Mysore City
(Through the Pdt)

Subject - Payment of bill for Rs 19072-11-0 to Dharmaratnakara for Nandibasappa for supply of horsegram to the Mysore City Municipality

Sir,

With reference to the President's letter No C3P 86/48-49 dated the 9th May 1949 on the above subject, I am directed to request that information may be furnished on the following points —

(i) What are the monthwise details for Rs 19072-11-0?

(ii) What was the rate at which the horsegram was being supplied to the Palace during 1946-47 and 1947-48?

(iii) What was the controlled rate at the time the Deputy

Commissioner, Mysore District
offered to sell 750 gallons of
(IV) horse gram to the Military, I suppose to relieve
shortage the rate fixed which is very high the usual rate
2 I am further to request in
this connection that the original
file of the Municipality relating
to this transaction, may be
forwarded for reference, as
also the report of the
Audit Committee on the
irregularities etc committed
by the various officials in
this matter

Yours faithfully,
[signature]

for Secretary to Govt
General Dept

23/5/49

23/5/49

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

No R 13703

General and Revenue Secretariat,

Dated Bangalore, 23/5/ 1949

FROM

The Chief Secretary to the Government of His Highness the Maharaja of Mysore
General Department.

To

The Municipal Commissioner,
Mysore City
(through the President)

SIR,

Subject Payment of bill for Rs 19,072-11-0 to Dharmaratnakara Sri Nandibasappa for supply of horsegram to the Mysore City Municipality

---

With reference to the President's letter No C3 P 86/48-49 dated the 9th May 1949 on the above subject, I am directed to request that information may be furnished on the following points -

(i) What are the monthwar details for Rs 19,072-11-0?

(ii) What was the rate at which the horsegram was being supplied to the Palace during 1946-47 and 1947-48?

(iii) What was the controlled rate at the time the Deputy Commissioner, Mysore District, offered to sell 750 pallas of horsegram to the Municipality?

(iv) What was the rate per palla at which it was supplied to the municipality during the several months?

2 I am further to request, in this connection, that the original file of the municipality relating to this transaction, may be forwarded for reference, as also the report of the Audit Committee on the irregularities etc , committed by the various officials in this matter

Yours faithfully,

O/C

For Secretary to Government,
General Department

No
Encl

C3P86
489 Per Regd post

OFFICE OF THE PRESIDENT
CITY MUNICIPAL COUNCIL MYSORE,

Dated 1-6-1949

From

T VENKATARAMANIAH
President, City Municipal Council,
MYSORE.

GENERAL & REVENUE SECRETARIAT
9312
8 JUN 1949
MUNICIPAL BRANCH

Janab Mir Safdar Hussain, B.A.,
Secretary to Government,
General Department,
Bangalore.

Sir,

Subject:- Payment of bill for Rs.19,072-11-0 to Dharmaratnakara Sri.K.Nandibasappa, for supply of horsegram to the Mysore City Municipality.

8671

Adverting to your letter No.L.13703 dated 23rd May 1949 on the above subject, I have the honour to enclose the entire records on the subject and to furnish replies to the several points raised in your letter under reference as follows:-

1. What are the monthwar details for Rs 19,072-11-0?	Monthwar details for the sum of Rs.19,072-11-0 are contained in the bills for horsegram supplied Calculations also are noted in the same (vide flags P and Q of the records)
2. What was the rate at which horsegram was being supplied to the Palace during 1946-47 and 1947-48?	The rate at which horsegram was supplied to the Palace during the years 1946-47 and 47-48 was Rs 32 per palla+ 10% extra (vide Health Officer's report dated 25-3-47 that the rate supplied to the Palace was Rs 32+ 10% extra as ascertained by phone from the Deputy Commissioner). (Flag S)
3. What was the controlled rate at the time the Deputy Commissioner Mysore District, offered to sell 750 pallas of horsegram to the Municipality?	The control rate was Rs 32/- per palla up to 12-4-1947 from 27-3-1946 vide Deputy Commissioner's letter No.C3.909/47-8 dated 8-3-1948 (Flag R)
4. What was the rate per palla at which it was supplied to the municipality during the several months?	The rate at which it was supplied to the municipality during the several months was Rs.32/- per palla with 10% profit as claimed in the bill

As regards the fixing of the responsibility of the officers and officials for the irregularities the matter has yet to be referred to the Audit Committee As the entire file is now being sent to Government for reference, the subject can be referred to the Audit Committee after the return of the records.

Yours faithfully,
T. Venkata Ramaniah
PRESIDENT.
1/6/1949

snr.

No

Ref on Pet No } 19 —19

App No

Dis No

Enclosure

Dated

Approved on

Copied on by

Examined on by

Signed on

Despatched on

Entered in—

Current } Register on

Petition } By

Appeal

Periodical

Reminded on

DRAFT

a copy

L1477/Mt 11-48-105

d 2 8 49

To

The Municipal Commissioner,
Mysore City
(Through the President)

Docket Abstract

Payment of the bill of Dharmarahada Sri K Nanjabasappa for supplying horsegram to the Sewage farm

Sir,

Correspondence ending with the letter referred to the President letter no C3 P 86/48-49 & dated 1-8-49 & on the above subject, I am directed to convey the approval of Government to the payment of a sum of Rs 15000/- (Rupees fifteen thousand only) to the Contractor for the present. The Audit Committee and the Municipal Commr may go into the question and investigate the entire matter and fix the responsibility for the several lapses and furnish a detailed report. On receipt of which orders regarding the payment of the balance of the amount will be passed

Yours faithfully

for

The records accompanied

File records

for final seen

For

1-8-49

WD 02530—GPB—50 000—2 4 43

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

No L1477/44 11-48-105
Exec one file

General and Revenue Secretariat,

Dated Bangalore, 3-8-1949

FROM

The ~~Chief~~ Secretary to the Government of His Highness the Maharaja of Mysore
Bangalore

To

The Municipal Commissioner,
Mysore City,
(Through the President).

SIR,

SUBJECT Payment of the bill of Dharmaratnakara Sri K Nandibasappa for supplying horsegram to the Sewage Farm

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With reference to the correspondence ending with the President's letter No C3 P 86/48-49 dated 1st June 1949 on the above subject, I am directed to convey the approval of Government to the payment of a sum of Rs 15,000/- (Rupees Fifteen thousand only) to the contractor for the present The Audit Committee and the Municipal Commissioner may go into the question and investigate the entire matter and fix the responsibility for the several lapses and furnish a detailed report to Government On receipt of which orders regarding the payment of the balance of the amount will be passed

The file of records accompanies

Yours faithfully,

for General Secretary to Government

D 23/72/49

No
Encls

Office of the President
City Municipal Council

Mysore, Dated 13th Sept. 1949

From

Sri T Venkataramaniah
PRESIDENT, CITY MUNICIPAL COUNCIL
MYSORE

To

Janab Mir Safdar Hussain, B A
Secretary to Government,
General Department, Bangalore

Sir,

Subject: Payment of the bill of Dharmaratnakara Sri K Nandibasappa, for supplying horsegram to the municipal sewage Farm, Mysore

--

Adverting to your letter No L 14777/Ml 11-48-105 dated 3-8-1949 on the above subject, I have the honour to state that the Government have given a direction in the above letter that the question of fixing the responsibility for the several lapses may be examined by the Audit Committee and the Municipal Commissioner and a detailed report sent to Government, on receipt of which orders regarding the payment of the balance of the amount would be paid The Council before whom the above letter was placed at the meeting held on 29-8-49 were of opinion that the government should have requested the Municipal Council instead of the Audit Committee and the Commissioner to look into the irregularities The Council have therefore resolved that this fact might be brought to the notice of the government for necessary rectification In enclosing herewith a copy of the resolution of the

council in this behalf, I request that a modified reference may be kindly caused to be sent for taking necessary action in the matter

Meanwhile, I may state for the information of government that a sum of Rs 15,000/- has been paid to Sri Nandi Basappa, pending decision on the balance to be paid

Yours faithfully,

J. Venkata Ramana

President

Proceedings of the Ordinary meeting of the Municipal Council, Mysore, held on Monday the 29th August 1949 at 4 p m in the municipal offices

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132 Letter No L.1477/11-48-105 dated 3-8-49 from the General Secretary to Government, conveying the approval of government to the payment of a sum of Rs15,000 to Sri Dharmaratnakara Sri K Nandibasappa for the supply of horsegram and stating that orders of government regarding the payment of the balance of the amount will be passed on a detailed report to government after the examination of the question by the Audit Committee and the Municipal Commissioner

"This Council wish to bring to the notice of the government that Government should have referred this matter to the Municipal Council instead of Audit Committee and Commissioner regarding further investigation and hence referred back to Government for necessary rectification "

Sd T Venkataramaniah,
President

"Copy"

T Venkata Ramaiah
President
13/9/49

h 6101 D 23/12/49

To

The Municipal Commissioner,
Mysore City,
(Through the President)

SUB Payment of the bill of Dharmarathnakara Sri K Nandibasappa for supplying horse-gram to the Municipal Swwage Farm, Mysore

Sir,

With reference to letter No C3 P 86/48-49 dated 13th September 1949 from the Municipal President on the above subject, I am directed to state that it was only at the suggestion of ~~your~~ the President in his letter dates 9-5-49 ~~office~~, mention was made by the Government for reference of the matter to the Audit Committee for investigation ~~Also~~ The report of the Audit Committee is always subject to ratification by the Municipal Council before its submission to Government in accordance with the accepted procedure and the statutory provisions Hence Government feel there is certainly no cause for the Municipal Council to have apprehended that Government in any way intended to bypass that body ~~or injure its prestige~~ ~~However, in order to respect the sentiments of the Municipal Council as expressed in its resolution dated 29-8-1949, Government direct that the second sentence of this office letter No L 1477/A'l 11-48-1 dated 3-8-1949 may be changed to read to the effect that~~ The Municipal Council may have the entire matter investigated and the responsibility of the officers concerned for the several lapses fixed ~~and a detailed report furnished to Government~~, as suggested in the penultimate para of the ~~above~~ letter dates 9-5-49 of the President ~~under reference~~ & a detailed report promises to follow

Yours faithfully,

9/12/49

General Secretary to Government

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

No L 6/01

General and Revenue Secretariat,

Dated Bangalore, 23 12 - 1949

FROM

The Secretary to the Government of
His Highness the Maharaja of Mysore
General Department, Bangalore

To

The Municipal Commissioner,
Mysore City
(thro' the President)

pl reply is noted

SIR,

Subject Payment of the bill of Dharmarathnakara ~~Sri~~ Sri K Nandibasappa for supplying horsegram to the Municipal Sewage Farm, Mysore

---

With reference to letter No C3 P 86/48-49 dated 13th September 1949 from the Municipal President on the above subject, I am directed to state that it was only at the suggestion of the President in his letter dated 9th May 1949, mention was made by the Government for reference of the matter to the Audit Committee for investigation The report of the Audit Committee is always subject to ratification by the Municipal Council before its submission to Government in accordance with the accepted procedure and the statutory provisions Hence the Government feel that there is certainly no cause for the Municipal Council to have apprehended that the Government in any way intended to bypass that body The Municipal Council may have the entire matter investigated and the responsibility of the officers concerned for the several lapses fixed, as suggested in the penultimate para of the letter of the President dated 9th May 1949 and a detailed report furnished to Government

Yours faithfully,

for General Secretary to Government

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

No. 9808 Dt 18 3 50

To

The Municipal Commissioner,
Mysore city
(Thro' the President)

Sir,

Sub:- Payment of the bill of Dharmaratnakara Sri K Nandibasappa for supplying horsegram to the Municipal Sewage Farm, Mysore

In continuation of this office letter no. 6101/AD 23 12 49 on the above subject, I am directed to forward herewith a cutting from the Vijaya (in original) in the matter and to request you to furnish report thereon very ~~immediately~~ kindly.

Yours faithfully,

for Secretary to Govt
in G S G Dept

Kindly expedite the reply

WD 06819—GPB—25 000—26 7 49

No C3 P86
Encls

OFFICE OF THE MUNICIPAL COMMISSIONER
CITY MUNICIPALITY

Mysore, Dated 6-4-50.

From

THE MUNICIPAL COMMISSIONER
CITY MUNICIPALITY
MYSORE

GENERAL & REVENUE SECRETARIAT
982
14 APR 1950
MUNICIPAL BRANCH

To

The Secretary to Government,
L.S.G. Department, BANGALORE.

(Through the President)-

Sir,

Subject - Payment of the bill of Dharmaratnakara K.Nandi Basappa for supply of horsegram to the Municipal Swage Farm.

With reference to your letter No L. 9808 dated 18-3-50 on the above subject, I have the honour to invite your kind reference to the correspondence ending with your letter No.L. 6101 dated 23-12-49 and to state that the Council have constituted a committee to go into the entire matter regarding the purchase of horsegram, on the receipt of your letter No L. 6101 dated 23-12-49 referred to above and to submit a repor to the Council.

The Committee have been examining the question. A further communication will be made to you soon after the decision of the Council on the report to be submitted by the Committee.

The cutting from " Vijaya " received with your letter under reference is returned herewith.

Yours faithfully,

Municipal Commissioner.
6/4/50

Forwarded with compliments.

President.
6/4/50

PSK.

ಅಣ್ಣತಮ್ಮಂದಿರ ಸಂವಾದ

ತಮ್ಮ ಏನಣ್ಣಾ ಮೈಸೂರು ಪೌರಸಭೆಯವರು ಅದ್ಯಾರೋ ವರ್ತಕರಿಂದಹುರುಳಿಕೊಂಡುಕೊಂಡು ಈಗ ದುಡ್ಡು ಕೊಡಲು ಸತಾಯಿಸುತ್ತಿರುವಂತೆ ನಿಜವೇನಣ್ಣಾ?

ಅಣ್ಣ ಸತಾಯಿಸುತ್ತಿರೋ ಏನೋ ಗೊತ್ತಿಲ್ಲವಪ್ಪಾ ಇನ್ನೂ ಕೊಟ್ಟಿಲ್ಲ ಪುರಸಭೆಯಲ್ಲಿ ಆ ಬಗ್ಗೆ ಚರ್ಚೆಯಾಗುತ್ತಿದೆ

ತಮ್ಮ- ಅದ್ಯಾಕಣ್ಣಾ ಕೊಂಡುಕೊಂಡ ಸಾಮಾನಿಗೆ ದುಡ್ಡು ಕೊಡಬೇಡವೇ?

ಅಣ್ಣ ಕೊಡಬೇಕು ದುಡ್ಡು ಕೂಡದಿದ್ದರೆ ಬಿಡುತ್ತಾರೆಯೇ ಆದರೆ ಅದರ ಒಳಗೆ ಏನುಚಿದಂಬರ ರಹಸ್ಯವಡಗಿದೆಯೋ ಯಾರಿಗೆ ತಾನೇ ಗೊತ್ತು

ತಮ್ಮ- ಮತ್ತೆಕಣ್ಣಾ ಇನ್ನು ನಿರ್ಣಯ ಮಾಡುತ್ತಿದ್ದಾರೆ?

ಅಣ್ಣ ಅದೇನೋ ಮೊನ್ನೆ ಪುರಸಭೆಯಲ್ಲಿ ಹೇಳಿದಂತೆ ಕೊಂಡುಕೊಳ್ಳುವಾಗ ಕೊಂಡ ಕೊಂಡಾಗಿದೆ ಅವನ್ನು ಉಪಯೋಗಿಸಿಯೂ ಆಗಿದೆ ಆದರೆ ಈಗ ಆ ಹುರುಳಿ ಚೆನ್ನಾಗಿಲ್ಲವೆಂದು ಗೊತ್ತಾಗಿದೆಯಂತೆ ಅದಕ್ಕಾಗಿ ತಕರಾರು ಹಾಕುತ್ತಿದ್ದಾರಂತೆ

ತಮ್ಮ ಕೊಂಡುಕೊಂಡು ಉಪಯೋಗಿಸಿಬಿಟ್ಟು ಈಗ ಚೆನ್ನಾಗಿಲ್ಲವೆಂದು ಹೇಳಿದರೆ ಅದನ್ನು ರುಜುವಾತು ಮಾಡುವುದು ಹ್ಯಾಗಣ್ಣಾ?

ಅಣ್ಣ ರುಜುವಾತು ಆಗುತ್ತದೋ ಇಲ್ಲವೊ ಯಾರಿಗೆ ಗೊತ್ತು ನಮ್ಮ ಪುರಸಭೆಯವರಿಗೆ ಅದ್ಯಾವ ಅಧಿಕಾರಿಯ ಸೇಲೋ ಕೋಪವಿತ್ತೋ ಏನೋ ಅಥವಾ ಹುರುಳಿ ಸರಬರಾಜು ಮಾಡಿದ ವ್ಯಕ್ತಿಬಂದು ಕಾಂಗ್ರೆಸ್ ನಾಯಕರ ಪದಪೂಜೆ ಮಾಡಬೇಕೆಂಬ ಇರಾದೆಯಿದ್ದರೂ ಇರಬಹುದು ಅದಲ್ಲಾ ಶಾಸ್ತ್ರ ಆದರೆ ಎಲ್ಲ ಸರಿಹೋಗಬಹುದು

ತಮ್ಮ ಪಾಪ ವರ್ತಕರಿಗೆ ಇಷ್ಟು ಹೇರಳ ಮೊಬಲಗಿಗೆ ಬಡ್ಡಿಯೆಷ್ಟಾಗುತ್ತದಣ್ಣಾ?

ಅಣ್ಣ ಅದು ಪುರಸಭೆಗೇನು ಗೊತ್ತಾಗುತ್ತದೆ ವರ್ತಕರ ಕಷ್ಟ ಅವರಿಗೇನೇ ಗೊತ್ತು ಮುಲ್ತಾನಿಗಳಿಗೆ ಎಷ್ಟು ಬಡ್ಡಿ ಕೂಡ ತ್ತಾರೆಂಬದು ಪುರಸಭೆ ದಸ್ಯರ ಹೇಗೆ ಗೊತ್ತಾಗಬೇಕು ನಡೆದ ಬಾರು

62 P R 86/48-49

OFFICE OF THE MUNICIPAL COMMISSIONER
CITY MUNICIPALITY

Mysore, Dated 23-5-1950.

GENERAL & REVENUE SECRETARIAT
1593
7 JUN 1950
MUNICIPAL BRANCH

From

SRI. NARASIMHA MOORTY M A
MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL
MYSORE

To

Sri L Muniswamy, B A ,
Secretary to Government,
L S G Department, Bangalore
(Through the President)

Sir,

Subject Payment of the bill of Dharmaratnaka Sri K Nandibasappa, for supply of horsegram to the Municipal Sewage Farm. Mysore

With reference to your letter No L 6101/23-12-1949 and subsequent reminder dated 18-3-1950 on the above subject, I have the honour to state that the Sub Committee appointed for the purpose submitted their report to the Council after detailed examination of the question A copy of the Committee's report is enclosed herewith for the information of Government The observations of the Committee are in main as follows

The primary responsibility for the unauthorised purchase of horsegram that led to the muddle was that of the then President Sri R Ramachandra Rao Bhombore and the Health Officer Dr L Anantha Rao who failed to convene the meeting of the Health Committee as was ordered by the President. The Committee further state that the Health Officer was urging the Manager, Sewage Farm, to take a mutchalika from the contractor and for the delay in not taking up the mutchalika, the Farm Manager was responsible They have also opined that the procedure laid down under Section 41(7) of the Municipal Act has not been strictly adhered to with regard to the contract for supply of the article The Committee have further stated that the mutchalika has not also been got up in a complete form bearing the signature of the two Municipal Councillors and also the President and sealed with the common seal of the Council The Committee have, in the absence of samples of the horsegram supplied expressed their inability to fix up the responsibility for the loss incurred on account of the bad quality of the gram that was

tated to have been supplied to the Council Taking into considera he prevalent rates for horsegram as ascertained from the Rationing fricer and also the Merchants' Association, they have stated that the cost of the horsegram supplied might be taken at Rs 33/-/per palla according to which the bill of the contractor comes to Rs 17,655/- as against the bill of the contractor for Rs 19,078-9-3 Thus a sum of Rs 1423-9-3 has been arrived at as the resultant loss to the Municipal Council The Committee have recommended to the Council that this amount be recovered from the then President Sri R.Ramachandra Rao Bhombore and Dr E Anantha Rao Health Officer The report of the Committee was considered at a meeting of the Council held on the 5th May 1950 Some mepers were of opinion that the legality of assessing the responsibility was doubtful After discussion the question of the adoption of the report was put to vote and carried by a majority 12 voting for and 8 against A copy of the resolution is enclosed herewith for reference.

In your letter No [illegible]11-48-105 dated 3-8-1949 it was directed that a sum of Rs [illegible] might be paid to the contractor for the time being and that orders of government would be passed regarding the payment of the balance after the entire question was investigated

request that orders of Government may be kindly obtained to make payment for the balance of Rs 4078-9-3 due to Sri Dharmaratnaka K Nandi Basappa

Orders are also solicited on the recommendation of the Committee approved by the Council that the loss of Rs.1423-9-3 sustained by the Council as computed by the Committee be recovered from Sri R Ramachandra Rao Bombore, the then President and Dr.E Anantha Rao, the then Health Officer

Yours faithfully

Municipal Commissioner

27/5/50

Forwarded with compliments

President

bs

Proceedings of the Adjourned Meeting of the Mysore City Municipal Council held on Friday the 5th May 1950 at 4-30 p.m. in the Municipal Office.

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xx xx xx

91. Report dated 15-4-1950 of the Committee constituted by the Council to go into the entire matter relating to the purchase of horsegram to the Sewage Farm.

Sri A.Venkateshiah opined that he was not in favour of ~~the~~ adoption of the report as he doubted the legality of the fixing up of the responsibility on the several officers referred to in the report, for want of evidence.

Sri P.Sitharamiah explained that there was an omission on the part of the President and the Health Officer in having entered into correspondence relating to the execution of the agreement before obtaining the sanction of the Council though there was no objection for obtaining supplies and as a result it was a wrong lead given by the above officers. He also explained that there are no sufficient evidences on record to show about the quality of the articles supplied.

Sri K.Puttaswamy supported the views of Sri P.Sitharamiah stating that the President has not carried out the statutory obligation required under the Act and in view of the fact that the supply was continued even without placing the subject before the Council it was a case of implied contract by which the Municipal Council was bound to make payment for supply to the contractor and the question of fixing up the rate could have been decided long back if only the Municipal executive had brought it to the notice of the Health Committee and the Council. If the Council were to absolve the officers for this omission, it was likely that the Council would be surcharged for the omission in this behalf.

After some discussion Janab Mir Noor Hussain suggested if the sense of the House could be taken for the adoption of the report.

Sri P.Sitharamiah said that the observation of Sri A.Venkateshiah was mostly for questioning the legal liability on the civil side for fixing up the responsibility and there seemed to be no objection of his for the adoption of the report.

Votes were then taken for adoption of the report and the same was carried, 12 voting For and 8 Against.

Poll was demanded by Sri M.S.Nanjappa and the same was seconded by Sri A.Krishnamurthy Rao. The result of the poll was as follows:-

FOR.	AGAINST.
1. Sri P.Sitharamiah.	1. Sri A.Venkateshiah
2. " A.Krishnamurthy Rao	2. " B.K.Ramakrishnaiya
3. " Janab Syed Abdur Rahman.	3. " S.David.
4. " B.L.Ramaswamy Setty.	4. " P.D.Krishnaswamy
5. " M.S.Nanjappa.	5. " H.N.Muddiah
6. " T.S.Rajagopala Iyengar.	6. " B.V.Subbanna.
7. " T.Venkataramaniah	7. " T.Narayanappa.
8. " F.Chamundiah	8. " M.R.Srinivasa Iyengar.
9. " G.R.Rangaswamiah	
10." K.Puttaswamy	
11." G.Lingiah.	
12. " Chowdiah.	

The report of the Committee was therefore adopted by majority.

Sd.S.Linganna,

Copy
H.S.Narayanappa
for Municipal Commissioner
Sd/- 2/5/52

Report of the Committee constituted by the Council to go into the entire matter relating to the purchase of horsegram to the Municipal Sewage Farm

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TERMS OF REFERENCE

The Municipal Council at its meeting held on 8th February 1950 at the Municipal Offices constituted a Committee consisting of the President, Sri P.Sitharamiah, Janab Syed Abdur Rahman and Sri T.Narasimha Iyengar to go into the entire matter of the purchase of the horsegram and investigate the whole matter and fix the responsibilities of the several officers concerned for the several lapses concerned with the payment of the bill of Dharmaratnakara Sri K.Nandibasappa and submit a report to the Council

2) Facts As usual tenders were called for the supply of horsegram commencing from 1-12-1947 to 31-1-1948 for the cattle of the Health Section stationed at the Sewage Farm. Only one tender from Sri Sahucar T Thammanna was received. This tender with a slight alteration was accepted by the Municipal Council on 31-1-47 In the meanwhile, Sri K. Nandibasappa presented an application on 16-2-1947 on behalf of the Grain Merchants' Association requesting the Council to transfer the contract for the supply of the horsegram to the Association. The Municipal Council at their meeting resolved that 'The President be authorised to purchase the required quantity of horsegram for March and April 1947 at the rate at which it was being supplied to the Palace and that a notice be issued to Mr Thammanna as to why his contract should not be cancelled " But Sri. Thammanna was addressed in the matter only on 8-3-47 when he presented an application dated 8-3-1947 stating that he had not heard anything regarding the acceptance of the tender by him. Mr Thammanna replied that the rate proposed by the Council was not workable and requested that his tender already given, might be accepted The Health Officer submitted a report on 15-3-1947 stating

that Sri Nandibasappa was agreeable to supply the horse-gram at the same rate supplied to the Palace, the rate being Rs 32 plus 12½% handling charges per palla

3) Thereafter, Dharmaratnakara K Nandibasappa continued to supply horsegram to the fara When the bills were placed before the Health Committee, it resolved on 17-2-48 that there was no authorisation from the Municipal Council to purchase from Sri Nandibasappa at the rate - supplied to the Palace except for the months of March and April The Health Committee referred the matter to the Legal Committee in its resolution No 215 dnd 218 dated 23-7-1948

4) The Legal Committee in its resolution No 33/9-1-1949 opined concurring with the opinion of the Municipal Advocate that the claim of Sri K Nandibasappa was not enforcible by way of a suit But the Chairman of the Legal Committee was asked to enclose a confidential note, elucidating the resolution and the Chairman of the Legal Committee was asked also to advise the Municipal Council to settle the matter on an equitable ground and advised that a rate between Rs 25 and Rs 28 would be a very reasonable one When the Legal Committee resolution was placed before the Municipal Council at its adjourned meeting held on 2-4-1949, the Council resolved that the payment of the bills from March 1947 to December 1947 both inclusive be recommended at the rates agreed to by the Council for the months of March and April, 1947 and that necessary action be taken against the concerned officers responsible for the irregularities in not having got the sanction of the Council in time and not bringing to the notife of the Council the bad quality of the horse-gram said to have been supplied by the contractor

5) When the resolution was sent to the Government, the Government after correspondence, conveyed its approval to the payment of a sum of Rs 15,000/- to the contractor

till then and suggested that the Audit Committee and the Municipal Commissioner might go into the question and investigate the entire matter and fix the responsibilities for the several lapses and to furnish a detailed report to Govern -ment, on receipt of which orders regarding the payment of the balance of amount would be passed.

6) When the said letter of the Government was placed before the Municipal Council at its meeting held on 29th August 1949 the Council resolved as follows -

"This Council wish to bring to the notice of the Government that Government should have referred this matter to the Municipal Council instead of the Audit Committee and the Commissioner, regarding further investigation", and the subject was referred back to Government for necessary rectification

7) Government in their letter No.L 6101/23-12-1949 wrote back that the matter was referred to the Audit Committee for investigation and as the report of the Audit Committee was always subject to ratification by the Council before submission to Government and that the Municipal Council might have the entire matter investigated and responsibilities of the concerned officers for the several lapses fixed and then a detailed report might be furnished to Government."

8) When this letter was placed before the Council at its meeting held on 8th February 1950 this Committee was constituted with the references stated above.

9) The Committee met twice on 16-3-1950 and 10-4-50 The Committee after going through the connected papers have found the following irregularities and lapses -

1 10) The developments after 27-2-1947 are not brought to the notice of the Municipal Council and are all contrary to the resolution of the Municipal Council passed at its meeting on 27-2-1947 Hence the purchase of horsegram in the year except for the months of March and April 1947 is unauthorised

had placed an indent for 50 pallas (monthly quota) and the subject would be placed before the Council for ratification and this has been signed on 29-3-47

14) From the correspondence it is evident that the then Health Officer Dr E Anantha Rao, though fully aware that the ratification of the Council was necessary, has not called for a meeting of the Health Committee and placed the matter before them and obtained a recommendation of the Health Committee to the Municipal Council for ratifying the arrangement then made But the responsibility for placing the matter before the Council was that of the then President and there was no hurry to rush through this arrangement as it was decided to purchase from the Grain Merchants' Association the monthly requirements and not the whole quantity as was suggested by the Deputy Commissioner, and the contractor was also willing to supply the monthly requirements, as has been intimated to the President by the contractor on 18-4-1947

15) From the papers it is not clear why the meeting of either the Health Committee or the Council was not convened

16) Under these circumstances, the Committee is of opinion that the primary responsibility for this unauthorised purchase of horsegram that led to this muddle was that of Sri R Ramachandra Rao Bhombore, the then President and Dr E Anantha Rao the then Health Officer The then Health Officer has to share the responsibility for these lapses as he has failed to convene the meeting of the Health Committee as was ordered by the President, which might have saved the situation by the President then being forced to place the resolution of the Health Committee before the Municipal Council at least in a routine manner

17) 2 From the correspondence it is clear that the Health Officer has been urging the Manager, The Municipal Sewage Farm, to take the mutchalika from the contractor, and for this delay, the Sewage Farm is responsible, and the mutchalika that is taken, is not in order, as it has

not followed the procedure laid down under Section 41(7) of the Municipal Act The mutchalika has not been signed either by the President or the Vice-President and two other Councillors It is not sealed with the common seal of the Municipal Council, and hence the contract is irregular It was the responsibility of the Health Officer to have got the mutchalika in time from the party and it was the responsibility of the President to have the contract executed in the proper manner

18) 3 Regarding the supply of bad horsegram, no tangible evidence is forthcoming from the records Sri E P Nanjappa brought this lapse to the notice of the Council and it is not possible to ascertain what quantity of bad gram was supplied by the contractor The Sewage Farm Manager used to place the tender and receive the gram He has not reported to either the Health Officer or the President of the bad quality of the gram It is also noted that the Health Officer, who is the Sectional Officer, has not made any surprise checks and as such, the quantity of the bad gram supplied, cannot be definitely ascertained The Committee is not in a position to fix up the loss that the Council has incurred from the bad gram that is supplied to the Council

19) It is not possible, in the absence of the quantity of bad gram that had been supplied, to fix up the loss that the Council has suffered Hence it has not fixed any responsibility for this lapse, but the Committee suggest that the Sectional Officer might give surprise checks to ensure that the supply of food gram according to samples given by the tenderer at the time of tender, is assured

It is not possible, in the absence of the quantity of bad gram that had been supplied, to fix up the loss that the Council has suffered Hence it has not fixed any responsibility for this lapse, but the Committee suggest that the Sectional Officer might give surprise checks to ensure that

the supply of food gram according to samples given by the tenderer at the time of tender, is assured

20) 4 The next question is to ascertain the loss that the Municipal Council has suffered on account of the lapses pointed out above For this purpose, the Committee has assured, in the absence of any tangible evidence of the quantity of bad gram that had been supplied, that the gram supplied had been good In reply to the enquiry of Mr N S Hirannayya to the Rationing Officer of Mysore city, a statement has been forwarded to the Municipal offices, which gives the ruling rate of horsegram during the year 1947, and the ruling average rate is about Rs 33/- The Rationing Officer in that statement has stated that the merchants' Association was selling the gram at Rs 33/-(thirtythree) and the merchants sold that stuff at the very low rate at Rs 23/- or Rs 24/- per palla, and it is seen from the copies of the Mysore Gazette for May 1947, the relevent period, horsegram was sold at 3 seers per rupee in retail, which is also borne out by the statement It may be taken that the market rate per palla of horsegram was Rs 33/-

21) The Municipal Council has purchased from the party 534 pallas and 96 seers, which might be rounded out to 535 pallas As has been stated, the rate might be taken at Rs 33/- per palla, when the bill of the contractor would come to Rs 17 655/- The bill of the contractor now is for Rs 19,078-9-3 resulting in a loss of Rs 1,423-9-3 to the Municipal Council. The said amount has to be recovered from the then President and the then Health Officer, on whom the responsibility for these lapses fall

Sd S Linganna
Syed Abdur Rahaman
P Sitharamiah
T.Narasimha Iyengar

Copy

Veerayanah
Jr Municipal Commissioner
27/5/50

Appendix F G—1]

No 4

SUBJECT Payment of the bill of Dharmavatnakara Sri K Nandabasappa, for supply of horsegram to the Municipal Sewage Farm, Mysore.

Section

Copy

File No

Serial No

Diary No of letter replied to

No L 4674 & 28/7/50

To

General and Revenue Secretariat

( )

the 194

The Municipal Commissioner,
Mysore city
(Thro' the President)

Date of issue

Sir,

Signed by

With reference to your letter no C2 PR 86/1949 dated 23/2/1950 on the above subject, I am directed to state that, on a perusal of the report of the Committee constituted to go into the matter relating to the purchase of horsegram to the Municipal Sewage Farm, it is seen that

List of enclosures

Copied by

Examined by

Impossible to be

the responsibility is fixed on
on the ~~particular~~ ~~officer~~ ~~officers~~ officers.
~~Next~~, It is necessary to
obtain the explanation of the officers before taking action. I am therefore
the concerned officers ~~and~~ to request you to obtain &
forward to ~~Government~~ their explanations to Government
for the consideration of the Govt. Very early
~~question~~
~~One copy of an~~
~~early reply is requested~~

Yours faithfully
sd/-
for Secy to Govt
in S.G. Department

XXXXXXXXXXXXXXXXXXXXXXXXXX

A 674

28 7 50

Mysore,

xxxxxxxxxxxxxxxxxxxxxxxxxxxx

L S G Department, Bangalore

The Municipal Commissioner,
Mysore City
(thro' the President)

Subject Payment of the bill of Dharmaratnakara Sri K Nandibasappa, for supply of horsegram to the Municipal Sewage Farm, Mysore

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With reference to your letter No C2 P R 86/48-49 dated 23/27th May 1950 on the above subject, I am directed to state that, on a perusal of the report of the Committee constituted to go into the matter relating to the purchase of horsegram to the Municipal Sewage Farm, it is seen that the responsibility is proposed to be fixed on particular officers. It is necessary to obtain the explanation of the concerned officers before taking action I am therefore to request you to obtain and forward their explanations for the consideration and orders of Government very early

Yours faithfully,

for L.S G Secretary to Government

knr/-2

O/c.

No C2 P R 86/48-9
Enc

Office of the Municipal Commissioner,
City Municipal Offices,
Mysore, Dated the 8th Aug 1950

Erom

Sri C Narasimha Moorty, M A ,
Municipal Commissioner, Mysore

GENERAL & REVENUE SECRETARIAT
16 AUG 1950
3343
MUNICIPAL BRANCH

To

Sri L Muniswamy, B A ,
Secretary to Government,
L S G Department, Bangalore
(Through the President)

C-M-2-50-48

Sir,

Subject Payment of the bill of Dharmaratnakara Sri K Nandibasappa for supply of horsegram to Sewage Farm

With reference to your letter No L 4674 dated 28-7-50 on the above subject, I have the honour to state that the Chief Secretary to Government, the Director of Public Health and the Director of Agriculture, have been addressed in the matter of obtaining the explanation of Sri Ramachandra Rao Bhombore, former President of the Municipal Council, the Sri E Anantharao former Health Officer and Sri K Basavaraja Urs, former Manager of the Sewage Farm, respectively The contractor has been pressing for the payment of the balance amount due to him The Committee have not held him responsible for any of the irregularities

In these circumstances I request that orders of government may be kindly obtained for making payment of the balance of the amount to the contractor, pending orders regarding the recovery of the amount of loss from the officers concerned as recommended by the Committee

Yours faithfully,

Municipal Commissioner
9/8/50

Forwarded with compliments

President

bs

Appendix F G—1]

SUBJECT Payment of the Bill of Dharmaratnakara Sri N Nanjunbasappa, for supply of horse gram to the Stud Farm Mysore

Section C·M

File No 3—50

Serial No 49

Diary No of letter replied to

No

To L 6337/C.M & 19 9 50

The Ml Commr,

Mysore city, thro the Dept,

General and Revenue Secretariat

( )

the 19

Sir,

With reference to the correspondence ending with your letter no Cd Pr 86/48-49 dy 8 8 50, on the above subject, I am directed to request that, pending final disposal of the question, a sum of Rs 2655 may be paid to the contractor

Yours faithfully

Date of issue

Signed by

List of enclosures

Copied by

Examined by

WD 06171—GPB—30 000—4 6 49

C2 P R 86/48-9

No Confidential

Enc- 2

Office of the Municipal Commissioner,
City Municipal Offices,
Mysore, the 8th August 1950

GENERAL & REVENUE SECRETARIAT
21 AUG 1950
3470
MUNICIPAL BRANCH

From

Sri C Narasimha Moorty, M A ,
Municipal Commissioner, Mysore

To

Sri K Srinivasan, B Sc ,
Chief Secretary to Government, of Mysore,
Bangalore
(Through the President)

Sir,

Subject Obtaining the explanation of Sri R Ramachandra Rao Bhombore for the loss incurred by the Municipality ~~on account of~~ in connection with the purchase of horsegram supplied to the Municipal Sewage Farm

I have the honour to state that certain irregularities having come to notice in connection with the purchase of horsegram from Dharmaratnakara Sri K Nandi Basappa for the use of the Health Section cattle, through the Municipal Sewage Farm, during the years 1946-47 and 1947-48 when Sri R Ramachandra Rao Bhombore was the President of the Council, a Sub Committee was appointed with the approval of Government to enquire into the matter

The Government, to whom the report of the Committee was sent, have in L S G Secretary's letter No L 4674 dated 28-7-50 directed that the explanation of the concerned officers be obtained and forwarded for further orders A copy of the above communication together with a copy of the report of the Committee is enclosed for reference

Sri R Ramachandra Rao Bhombore has now retired from service I request that arrangements may kindly be made to obtain his explanation on the findings of the Committee as directed by Government

Yours faithfully,
C. Narasimha Moorty
Municipal Commissioner
9/8/50

Forwarded with compliments
President

Letter No.L.4074 dated 28-7-1950 from the Secretary to Government, L.S.G.Department, Bangalore, to the Municipal Commissioner, Mysore City (Thro' the President)

=====

Subject: Payment of the bill of Dharmaratnakara Sri K Nandibasappa, for supply of horsegram to the Municipal Sewage Farm, Mysore

=====

With reference to your letter No.C2 PR 86/48-49 dated 23/27th May 1950 on the above subject, I am directed to state that, on a perusal of the report of the Committee constituted to go into the matter relating to the purchase of horsegram to the Municipal Sewage Farm, it is seen that the responsibility is proposed to be fixed on particular officers It is necessary to obtain the explanation of the concerned officers before taking action I am therefore to request you to obtain and forward their explanations for the consideration and orders of Government very early

====

Copy

Municipal Commissioner

9/8/50

bs

9413/CR
Early

26th September 1950.

3 orders

CONFIDENTIAL/IMMEDIATE

Dear Sir,

I am desired to forward herewith a copy of the Report of the Committee constituted by the Municipal Council, Mysore City, to investigate certain irregularities in connection with the purchase of horsegram from Dharmaratnakara Sri V Nandi Basappa for the use of the Health Section Cattle and to request that your explanation on the findings of the Committee may be submitted to Government very early

Yours sincerely,

Sri R Ramachandra Rao Bhombore, B A ,
Rajoji Rao Road,
Basavangudi,
Bangalore

R RAMACHANDRA RAO BHOMBORE
LABOUR COMMISSIONER IN MYSORE
(RETD)

Bangalore City,
Dated 10-10-1950

CONFIDENTIAL

CHIEF SECRETARY
193
10 OCT 1950
GOVT OF MYSORE
GENERAL & REVENUE SECRETARIAT
12 OCT 1950
3919
CONFIDENTIAL BRANCH

Dear Sir,

Subject: Report of the Committee constituted by the Municipal Council, Mysore

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I received your confidential communication No 9413, C B dated 26th Septr /3rd October 1950 while I was on tour I find from the enclosure (report of the Committee) and your letter that there is no reference to any resolution of the Municipal Council and the Government Order on the report of the Committee These are absolutely necessary for reference

Moreover, I served the Mysore Municipal Council till the end of June 1947 Unless the entire file with all the connected papers as also explanations of concerned sectional officers is made available to me, cannot submit my remarks on the findings of the Committee at this distance of time

I request you to please appreciate the position and kindly make available the references detailed above with all the entire files of papers to offer my remarks

Yours sincerely,

R Ramachandra Rao
10/10/50

Sri K Srinivasan, B Sc ,
Chief Secretary to Government,
Bangalore

P T O

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(~~Continuation sheet draft form~~)

No L 8870,

Dt 1/12/50

To

The Municipal Commr,
Mysore City Municipality
(Through the President)

Subject Obtaining the replacement of Sri R Rama Chandra Rao Bhandare for the loss incurred by the Municipality in connection with the purchase of horse gram supplied to the Municipal Sewage farm

Sir

With reference to your letter no C2. P R 86/48-49 dated 8. 8. 50 ~~on the above~~ addressed to the Chief Secy on the above subject, I am directed to request you

To Sir Ramachandra Rao Bhombore

to make available, the records of your office by the Bombay relating to the period when he was ~~in charge~~ the Municipal Commr together with a copy of this office letter no L 4674 dt 28 7 50 to enable him to furnish his explanation His address is ~~[illegible]~~ furnished in the margin

Yours faithfully

L S. G Bay

21/11/50

Sir R Ramachandra Rao Bhombore.
Rajaji Rao Road
Basavangudi
Bangalore

Sir Rajaji Rao Ranaji Rao

No
Ej 51 — G2 PR86 / 4814

CITY MUNICIPAL COUNCIL
Mysore Dated 11-12-50

FROM

Sri C Narasimha Moorty, M A.,
THE MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL
MYSORE

GENERAL & REVENUE SECRETARIAT
15 DEC 1950
6266
MUNICIPAL BRANCH

To

Sri L Muniswamy, B.A ,
Secretary to Government,
L S.G.Department, Bangalore.

(Through the President, C M.C.Mysore).

Sir,

Subject - Obtaining the explanation of Sri R. Ramachandra Rao Bhombore for the loss incurred by the Municipality in connection with purchase of Horsegram to the Municipal Sewage Farm.

With reference to your letter No.L. 8870 dated 1-10-50 on the above subject, I have the honour to state that it is difficult to send to private addresses, files which contain important documents and which are required for references in this office for obtaining explanation of other officers also who are expected to come to have a look into the records.

In these circumstances, I request that Sri R Ramachandra Rao Bhombore may be kindly requested to make it convenient to go over to the Municipal Offices when every facility will be given to him for the purpose.

Yours faithfully,

C. Narasimha Murty
Municipal Commissioner

Forwarded with compliments.

President.
11/12/50

PSK

Appendix F G—1]

SUBJECT Obtaining the explanation of Sri R Ramachandra Rao Bhombore for the loss incurred by the Municipality in connection with the purchase of horsegram for the Municipal Sewage Farm

Section

File No

Serial No

Diary No of letter replied to

No L. 10798, dt 23/1/51,

To

General and Revenue Secretariat

( )

the *19*

The Municipal Commr
Mysore City Municipality
(through the President)

Sir

Date of issue

With Reference to the correspondence ending with your letter no C. P R 86/48-49 dated 11 12-50 on the above subject, I am directed to enquire whether the incidental charges payable to the Sri R R R Bhombore officer for his journey to Mysore would be borne by the Municipality

Signed by

Yours faithfully
MS
23/1
Sec

List of enclosures

Copied by

Examined by

19/1/51

JM

No C2 PR 80/489
Encls

CITY MUNICIPAL COUNCIL

Mysore, Dated 2-3-1951.

FROM

Sri C. Narasimha Moorty, M.A.,
THE MUNICIPAL COMMISSIONER,
CITY MUNICIPAL COUNCIL,
MYSORE

GENERAL & REVENUE SECRETARIAT
5176
12 MAR 1951
U.L. BRANCH

To

Sri M.S.Swaminathan, M.A ,B.Sc ,
Secretary to Government, L S.G.Department,
Bangalore

(Through the President)

Sir,

Subject - Obtaining the explanation of Sri R Ramachandra Rao Bhombore for loss incurred by the Municipality in connection with the purchase of horsegram to the Municipal Sewage Farm

---

With reference to your letter No L 10798 dated 23-1-1951 on the above subject, I write to state that there is no provision in the M.S.R. for paying the incidental charges. The Officer has to furnish information on certain points as directed by Government in their letter No L. 4674 dated 28-7-1950. The Officer may therefore kindly be requested to undertake the journey at his own ~~xxx~~ expense or to call at the Municipal Office and look into the connected files when he visits Mysore for some other purpose. The connected files will be made available to the Officer when he comes here.

Yours faithfully,

C. Narasimha Moorty
Municipal Commissioner.

Forwarded with compliments,

T Narasimha Iyengar
President

PSK

Appendix F G—1]

SUBJECT Purchase of horsegrams from Sri Nandibasappa
Report of the Committee constituted by the Mysore city municipal Council

2 Copies

Section

File No

Serial No

Diary No of letter replied to

No L. 739 D 27-4-51

Publicity Office

( )

the 194

~~To~~

Dear Sir

Referring to your letter ~~no~~ dated 10-10-50 on the above subject, I am desired to state that the files of the municipal office, which you desired for reference are required by the Commr for obtaining the explanations of other officers and he therefore feels unable to comply with your request ~~I am therefore to request~~ you may therefore kindly make it convenient to go over to the municipal office at Mysore for looking into them. The municipal Commr has been requested to give you every facility for the purpose

Yours faithfully

Date of issue

Signed by

List of enclosures

Copied by

Examined by

To
Sri B Ramachandra Rao B A
Show Case
Rajaji Rao Road
Basavanagudi
Bangalore

24/4
L S G Secy

21/4/51

Memo L. 740

Copy to the vice Commr Mys as for information.

B-O

WD 01000—GPB—2000—9148

Sri R Ramachandra Rao Bhombore, B

Basavangudi,
Bangalore 4
Dated 7th May 1951

GENERAL & REVENUE SECRETARIAT
1012
12 MAY 195
MUNICIPAL BRANCH

Please put up with previous papers

Dear Sir,

Subject : Purchase of horse-gram from the Grain Merchants' Association - Report of the Committee

I thank you for your kind D O letter No L 739 dated 27-4-1951 In my letter dated 10-10-1950 addressed to the Chief Secretary, I made the following ~~ur~~ request for affording me facilities to enable me to offer my explanation

1) To make available the papers in the Municipal Office connected with the subject,

2) to let me have a copy of the resolution of the Municipal Council on the report of the committee,

3) and the explanations of the Section Officers, such as the Vice-President who was in charge of the Municipal Farm and had been requested to take the mutchalika, the Health Officer who had been entrusted with the horse-gram transaction, the Farm Manager, the Municipal Advocate who had to draw up the draft mutchalika, the Superintendent of the President's Office who was responsible for the issue of timely reminders and thereby pull up the section officers

Re 1 I am surprised that so late as 6 months after my request in October 1950, the Commissioner should now say that the connected papers cannot be sent to me, as they are required for obtaining the explanations of other officers I wanted the connected papers only for a day or two, and I could have sent them back to the Commissioner 6 months ago As the Government are aware, I am busy with the All-India Agricultural Labour Enquiry in the southern States and can hardly spare time Moreover, I was the President of the Municipality and retired as a Head of Department I request the benign Government to please see that I am spared the humiliation of putting my presence in the Municipal Office for the purpose of preparing an explanation Perhaps, no other President was placed in such embarrassing and humiliating position and that too for doing one's duty to the best of conscience and ability

Re 2 The Committee was appointed by the Council at their meeting on 8-2-1950 The report of the Committee should have gone before the council I request once again, that the resolution of the Council may kindly be made available to me for offering my explanation, if any

Re 3 As already stated by me, the explanations of the several section officers is absolutely necessary to know the reasons as to why they failed to carry out my instructions issued to them The Committee have themselves referred to the omissions in their Note, which may kindly be perused

I wish to add, that there was no behind-the-screen transaction in this affair Throughout, in addition to the timely and valuable cooperation of the then Deputy Commissioner Shri Nagaraja Rao, who spared no pains to secure the supply, the members of the Health Committee, some of the leading Municipal Councillors, the section officers, particularly the Vice-President (without whose co-operation I would not have been able to get the horsegram), the Health Officer who worked ceaselessly to save the starving animals and the Farm Manager - all these have worked with me in this matter and are fully aware of the entire details As I left the Municipality a little while after the transaction, I cannot furnish my explanation without perusing the explanations of the several section officers, with regard to the remarks of the Committee I request therefore that the Commissioner may please be asked to send these explanations, and the connected papers (including the correspondence with the Deputy Commissioner and the Huzur Secretary, Palace) along with the resolution of the Municipal Council on the Committee's report

In case, the Commissioner feels diffident to send the connected records to me, the file may kindly be got to your office, so that I may peruse the same in your office

Yours sincerely,

7 5 1957

Sri L S Swaminathan, M A ,B Sc ,
Secretary to Government,
Local Self-Government Department,
Bangalore

G PR 86
48-49

CITY MUNICIPAL COUNCIL,
Mysore, Dated 30th May 51.

FROM

THE MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL
MYSORE

1639
6 JUN 1951
GENERAL & MUNICIPAL BRANCH

To

The Secretary to Government,
L.S.G.Department, Bangalore

(Through the President,C.M.C. Mysore).

Sir,

Subject - Purchase of the Horsegram from Sri Nandibasappa.

With reference to the correspondence ending with your memo No.L. 740 dated 27-4-1951 forwarding a copy of the letter addressed to Sri R. Ramachandra Rao Bhombore on the above subject, I write to state that neither of the officers, Sri Ramachandra Rao Bhombore and Dr. E Anantha Rao, has so far furnished the explanation. As the Contractor has been often urging for final settlement of his claims, I request that the officers concerned may kindly be directed to furnish their explanations very early. The records will be made available if they go to the Municipal Office.

Yours faithfully,

Municipal Commissioner.

30/5/51

Forwarded with compliments,

President.

PSK.

The file has been forwarded with D no 1072/ml on 15 5 51 and the reply will be awaited

7/6/51

Yes
8/6

Appendix F G—1]

SUBJECT Purchase of horsegram from Sri Nandibasappa — Report of the Committee constituted by the Mysore City Municipal Council.

Section

File No

Serial No

Diary No of letter replied to

No 3033
27.5.54

To

The Municipal Commr,
Mysore City Municipality
(Through the President)

Publicity Office

( )

the 194

Date of issue

Signed by

Sir

With reference to the correspondence ending with your letter No C P R 86/48-49 dated 23.5.54 on the above subject, I am directed to request you to send the connected records to this office to enable Sri Ramachandra Bhoopathi to prepare his explanation

amended duly

List of enclosures

Copied by

Examined by

Yours faithfully

Sd/- K. S. G. Shetty
27/5/54

S App F G 3

GENERAL AND REVENUE

SECRETARIAT

L 45 46/6-8-51

Subject - Purchase of h

per Regd post

C2 P R 86 / 48-49 Encl Records

cls

Office of the Municipal Commissioner
City Municipal Council

Mysore Dated 14-7-51.

FROM Sri M.S. Swaminathan, M.A.,B.Sc
~~Sri C. Narasimha Murthy~~
Municipal Commissioner,
MYSORE

GENERAL & REVENUE SECRETARIAT 26 JUL 1951 2694 BANGALORE

To

Sri K. Balasubramanyam, M.Sc.,
Secretary to Government,
L.S G. Department, BANGALORE.
(Through the President, C.M C Mysore)

Sir,

L.S.G. DEPARTMENT 1917

Re Purchase of horsegram from
Sri Nandibasappa.

As desired in your letter No 3033 dated 2-7-1951 I forward herein enclosed the connected records.

Yours faithfully,

M S Swaminathan

Municipal Commissioner.

PSK

Forwarded with compliments,

T Narasimha Iyengar

PRESIDENT.

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

L 4526/6-8-51

Subject - Purchase of horse from the Grain Merchants' Association - Report of the Committee

Dear Sir

~~I am desired to refer~~ With reference to your D O letter dated 7 5 51 on the subject ~~have~~ I am desired to state that the connected records of the Mysore City Mly have been obtained and kept in this office I am to request you kindly to make it convenient to go over here and look into them at any time during office hours.

Yours sincerely

28/7 1/8

To

Sri R Ramachandra Rao Bhambore B.A.,
Ranoji Rao Road Basalbagh
Bangalore 4

WD 06819—GPB—25 000—26 7 49

27/7

GOVERNMENT OF MYSORE

MM 1579

General and Revenue Secretariat

No Ch S 6110

Dated Bangalore 13th Sept 1951

FROM

The Chief Secretary to the Government of Mysore

GENERAL & REVENUE SECRETARIAT 3900 20SEP195 MUNICIPAL BRANCH

To

Sri R Ramachandra Rao Bhombore,
Ranoji Rao Road, Basavangudi, Bangalore 4

SIR,

I am directed to acknowledge the receipt of your letter dated 10th September 1951 furnishing your explanation on the findings of the Committee constituted by the Municipal Council, Mysore City, in connection with the purchase of horsegram for the use of the Health Section Cattle of the Municipality

Yours faithfully,

(Sd) E V Ganapati Iyer,

Chief Secretary to Government

Ch S 6111
&c

Copy of the above together with the papers containing the explanation of Sri Ramachandra Rao Bhombore is forwarded in original to the Assistant Secretary, Municipal Branch, for necessary action, in continuation of the main file sent to him on 15th October 1950 with D No 3919/C B

GENERAL & REVENUE SECRETARIAT 14SEP195 MUNICIPAL BRANCH

T Sm Ramakrishnaiya
for Chief Secretary to Government

Copy of letter dated 3rd November 1951 from Dharmaratnakara K.Nandi Basappa (K.Basappa) Merchant Santhepet, Mysore to the the President, City Municipality, Mysore.

I request you to please refer to my bills dated 9th October 1947 and dated 7th January 1948 for Rs. 12,251-14-3 and 6,826-11-0 aggregating to Rs. 19,078-9-3. Against this demand of mine, I have so far received about Rs 17, 655/- and the balance is outstanding payment for over four years.

I now request you to kindly arrange to settle my bills without further delay together with interest at 6% to date from the date of supply as the payment is outstanding for over four years.

You will be forcing my hands to proceed further if payment is not expedited within a fortnight from to-day

---

C o p y

Municipal Commissioner.

PSK.

16/11/51

5464
21 NOV 1951
GENERAL SECRETARIAT
F. & L.S.G. BRANCH

CITY MUNICIPAL COUNCIL,

Mysore, Dated 16-11-51

Post Box No 17

FROM

THE MUNICIPAL COMMISSIONER,
CITY MUNICIPAL COUNCIL,
MYSORE

To

The Secretary to Government,
L.S.G Department, Bangalore.

Sir,

Subject - Supply of horsegram to the Mysore city Municipality during 1947.

With reference to this office correspondence ending with letter No C2 P.R. 86/48-49 dated 23-8-51 on the above subject, I write to state that Dharmaratnakara K Nandibasappa is urging for payment of the balance amount with interest at 6% from the date of supply I request you therefore kindly to obtain early orders of Government in the matter

A copy of Sri Nandibasappa's letter dated 3-11-1951 is enclosed for perusal.

Yours faithfully,

Municipal Commissioner

PSK

G R S App F G 3]

GENERAL AND REVENUE SECRETARIAT

~~(Continuation sheet draft form)~~

L 9432
14/12/57

No. 4

To

The Municipal Commr
Mysore City Municipality
(through the President)

Subject Supply of horse drawn to the Mysore City Municipality

Sir,

With reference to the correspondence ending with your letter No. C.2.P.R 86/48-49 dated 16.11.57 on the above subject, I am directed to request you to immediately send the applications of the ~~Assistant Engineer~~ Asst. Engr Sri E. Ananda Rao and the Horse Manager Sri. Basavaraja Urs.

Yours faithfully
3/12
Sd/- S.G. Secy
1/12/57

No C2 P R 86/48-49
Encls

CITY MUNICIPAL COUNCIL
P B No 17
Mysore, Dated 8-1-1952

From

THE MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL
MYSORE

REVENUE SE 6460 12 JAN 1952 MUNICIPAL BT

To

The Secretary to Government,
L S G Department, BANGALORE
(Through the President)

Sir,

Subject Supply of Horsegram to the Municipality

With reference to your letter No L 9732 dated 16-12-1951 on the above subject, I enclose a copy of the explanation of Sri K. Basavaraja Urs received through the Director of Agriculture in Mysore As regards the explanation of Dr E Anantha Rao, it is to be stated that the Officer wanted for the forwardal of the connected records for references and he was intimated through the Director of Public Health in Mysore in this office No C2 P 86/48-49 dated 16-11-50 that the request could not be complied with as the records contained important documents and it was suggested that the records would be made available whenever he would make it convenient to go over to the Municipal Offices As the officer has not come so far, I request that strict instructions may kindly be caused to be issued to Dr E Anantha Rao for furnishing his explanation immediately proceeding to the Municipal Offices, Mysore After the same is attended to the explanation will be forwarded for perusal of Government

As the contractor has issued a notice of taking legal proceedings, I request that pending orders regarding the fixing the liability on these officers, orders of Government for making payment of the balance of the amount to the

P T O

the contractor may kindly be obtained and communicated for further action.

Yours faithfully,

Municipal Commissioner

sn

Forwarded with compliments,

President

Copy of letter No T 6920/E dated 13th September 1950 from Sri K Basavaraj Urs, Assistant Director of Agriculture to the Director of Agriculture in Mysore, Bangalore

---

In resubmitting herewith the reference No Est G1 7176/50-51 dated 14-8-50, I have the honour to report that the mutchalika obtained by the Contractor was submitted to the then Health Officer for taking further needful action in the matter. As per instructions of the Health Officer, I directed the contractor also to meet the Health Officer for doing the needful on more than one occasion The whole file relating to this transaction used to be always in the Health Office only. I have not failed in my duty, Sir.

About the bad quality of Horsegram received once or twice I had reported the matter to the then Health Officer and I am sure the copies of the same are in the " Cattle shed " file of tl Municipal Sewage Farm

The enclosures may kindly be returned to me for record

C o p y

Municipal Commissioner

PSK.

L 11946
31 1 52

Dept I

To

The Director of Public Health
in Mysore, Bangalore

Sir,

Subject Supply of horsegram to the Mysore City Municipality

I am directed to state that certain irregularities having come to notice in connection with the purchase of horsegram from Dharmaprakaakara Sri N Nandibasappa for the use of the Health Section cattle, through the Municipal Sewage Farm, during the years 1946-47 and 1947-48, a sub committee was appointed to enquire into the matter. On receipt of the report of the Sub-committee, the Municipal Commissioner, Mysore City Municipality was requested to obtain and forward, among others, the explanation of Sri E Ananda Rao, the then Health Officer of the Municipality, on the findings of the Committee. The Municipal Commissioner now reports that the Health officer has not so far gone to Mysore to look into the records for preparing his explanation inspite of the instructions issued to him (copy enclosed)

As the question has been pending from a very long time and the contractor has been pressing for the final settlement of his claims, I am to request you to direct the Health Officer Sri E Ananda Rao to proceed to Mysore for looking into the records, if necessary, and to submit his explanation immediately through the proper channel

Yours faithfully,

for Secretary to Government,
L S G Department

17/1/52

11947
31 1 52
kmr/17 1

Copy to H.L. Comr Mysore city for info

Dfr II

No. L 11948/AR
31 1.52

To

The Municipal Commr
Nagpur city Municipality
(through the president)

Subject Supply of horse gram
to the Municipality

Sir,

With reference to your letter no. C2. P R 86/48-49 dated 8 1 52 on the above subject, I am directed to state that the D P H has been separately addressed to day to instruct Sri E Ananda Rao to go to Nagpur for preparing his explanation

The records of your office sent with your letter no. C2 P R 86/48-49 dated 14 7 51 are hereunto returned for the Health officer's reference when he goes there, and for retransmission with his explanation

As regards payment of the balance amount due to the

The Contractor separate orders will issue

Yours faithfully

17/1/52

for L S G Secy.

17/1/52

C F No 46]

GOVERNMENT OF MYSORE

No C-1-227/57-5 OFFICE OF - - OFFICE OF THE
Encls

DIRECTOR OF PUBLIC HEALTH IN MYSORE
BANGALORE.

Date 13th February 1952

To

The Secretary to Government,
Local Self Government Department, Bangalore.

Sir,

Supply of horsegram to the Mysore City Municipality.

With reference to your letter No L 11946 dated 31st January 1952 requesting that Sri E.Anantha Rao, District Health Officer, Hassan may be directed to proceed to Mysore for looking into the records relating to the above and to submit his explanation immediately through proper channel, I write to intimate that the officer is this day requested to proceed immediately to Mysore and submit his explanations through proper channel after looking into the relative records.

I may point out that the enclosure referred to in the letter,(though unimportant) has not been received along with the letter

Yours faithfully,

Director of Public Health.

No. L 602
9-4-53

To

The Municipal Commissioner
Greater Calcutta Municipality
(Calcutta Administration)

Subject: Supply of horsegram to the Municipality

Sir,

In continuation of this office letter no L. 9732 dated 14-12-51 on the above subject, I am directed to request you to send the original legal notice stated to have been issued by the contractor for payment of the balance amount due to him or a copy thereof for reference.

Yours faithfully
[illegible] 2/3
[illegible]
Asst Sec
25/3/53

4/7/53

By Registered post

No C2 P R 86/48 49
Encls
Records & Expln

CITY MUNICIPAL COUNCIL,
P B No 17
Mysore, Dated 20th March 1952

C Or 3-S2-9

From

THE MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL
MYSORE

GENERAL & REVENUE SECRETARIAT
825-2
27 MAR 1952

To

The Secretary to Government,
L S G Department,
Bangalore - 1

(Through the President)

Sir,

Subject Supply of Horsegram to the Municipality

With reference to your letter No 11948/MR dated 31-1-1952 on the above subject, I enclose herewith a copy of the explanation of Sri E Anantha Rao, received through the Director of Public Health in Mysore, and also the connected records received with your letter adverted to above for reference as desired The receipt of the same may kindly be acknowledged

I request that orders of Government may kindly be obtained regarding ~~making~~ payment of the balance amount of Rs 1423-9-3 to the contractor as requested in this office letter No C2 P 86/48 dated 1-6-1951

Yours faithfully,

(M S SWAMINATHAN)
Municipal Commissioner

Forwarded with compliments

(A KRISHNAMURTHY RAO)
PRESIDENT

snr

Explanation of Dr E Anantha Rao, Health Officer, Mysore City Municipality on the findings of the Committee regarding the purchase of Horsegram to the Municipal Sewage Farm, Mysore

---

The period during which I was the Health Officer of the Mysore Municipality was from July 1945 to September 1948

The period to which the deliberations of the Committee relates is February 1950 to August 1950

It is stated in the report of the Committee that as usual tenders were called for the supply of Horsegram commencing from 1-12-1947 to 31-1-1948 for the cattle of 'HEALTH SECTION' stationed at the Sewage Farm

At the Sewage Farm, were stationed the cattle of the Sewage Farm itself, and also the breeding bulls and buffaloes and the milch cows of the dairy and other cattle of other sections

There was a wholetime responsible officer - the Sewage Farm Manager - on a pay of Rs 100/- per mensem who was in charge of the day-to-day care of the cattle and also affairs of the Sewage Farm

As Health Officer, I had nothing to do with the tenders of contractors Sri Thammanna or Sriman K Nandibasappa, representing the Grain Merchants' Association, for the supply of Horsegram As per instructions of the President, I only collected the information regarding the rate at which the horsegram was supplied to the Palace

The Committee has observed that there was no authorisation from the Municipal Council for the purchase of horsegram from Dharmaratnakara K Nandibasappa As Health Officer, I am not to blame for this omission I submit that the President with the concurrence of the Municipal Council was the authority to deal with this matter He was the proper authority to obtain sanction of the Municipal Council Not obtaining it, is pointed by the Legal Committee as an irregularity

The Committee have stated that the Health Officer Dr E Anantha Rao has not called for a meeting of the Health Committee

By way of explanation, I state that the procedure obtaining in the Municipality, Mysore was for the President to draw up the monthly programme of Committee Meetings and this was not the responsibility of the Sectional officers

As to the statement why the meeting of either the Health Committee or the Council was called, my explanation is that due to various engagements and pressure of work, certain Committee meetings and monthly Council meetings are skipped over in certain months for want of time

The Committee have opined the purchase of Horsegram was unauthorised The Health Officer was not competent to authorise the purchase and to decide upon the contractor from whom to purchase, at what rate and in what quantities and for what periods This was left entirely to the discretion and powers of the Municipal Council I must say in all sincerity, that I am not involved in any manner in this matter

'As regards the loss of Rs 1423-9-3 sustained by the Municipality, I cannot explain how I am responsible. The contractor has been allowed the rate at which the supply was made to the Palace which has been verified in consultation with the high placed Palace authorities like the Huzur Secretary and also the Deputy Commissioner, Mysore

In conclusion, I submit that I am not responsible for the lapses and irregularities During the period of three years I served in the Mysore City Municipality, I have worked hard, and sincerely, maintaining my integrity and character

Sd/- E Ananthe Rao,
District Health Officer,
Hassan
(18-2-1952)

Hassan
18-2-1952

Copy

Municipal Commissioner

4 Copies

/C of 3-52-10

Proceedings of the Govt of Mysore

Read:

Letter no. L 1477/ml 11-48 105 dated 3.8.49 to the Municipal Commr Mysore City Municipality requesting approval to the payment of a sum of Rs 15000/- to Bhandaranakara in a suit Basappa against the Tribl. for Rs 19,072-11-0 towards supply of Rice grain to the Mysore City Municipality during the calendar year 1947.

pending further reports to the Commr the

2) Letter no L 6337/C of 3-50-49 dated 19.9.50 to the same officer requesting the payment of a further sum of Rs 2,655/- towards the above claims

3) Correspondence ending with letter no C2.P.R 86/48-49 dated 20.3.52 from the Municipal Commr, Mysore City Municipality requesting sanction of Govt to the payment of the balance amount of Rs 1,423-9 due to the contractor, pending orders regarding the fixing of

the liability of the officers
concerned in accepting the deteriorated
stuff at a higher rate and
causing loss to the Municipality

Order no. A 2011-12/CM 3-52-10
16-5-12

Sanction is accorded to
the payment of the balance
amount of Rs 1123-9-3
to Sri. B Vandigappa
pending further consideration
of the question of enforcing
the responsibility of the then President
and the then Health Officer for the loss
incurred by the Municipality

July/12/5
C.S.B Secy
6/5/12

To
1) The Pri. Accounts Repr. Bly (Through the Pres)
2) " Controller, S.M.A.

PROCEEDINGS OF THE GOVERNMENT OF ~~HIS HIGHNESS~~

~~THE MAHARAJA OF~~ MYSORE

READ:-

Letter No.L.1477/M1.11-48-103 dated 3rd August 1949 to the Municipal Commissioner, Mysore City Municipality, conveying approval to the payment of a sum of Rs.15,000/- to Sri.K.Nandibasappa against his bill for Rs.19,072/11/0 towards supply of horsegram to the Mysore City Municipality during the calender year 1947 pending further enquiry by the Audit Committee.

2. Letter No.L.6337/CW.5-30-49 dated 19th September 1950 to the same officer permitting the payment of a further sum of Rs.2,655/- towards the above claims.

3. Correspondence ending with letter No.C2.P.F.86/48-49 dated 20th March 1952 from the Municipal Commissioner, Mysore City Municipality, requesting sanction of Government to the payment of the balance amount of Rs.1,423/9/3 due to the Contractor, pending orders regarding the fixing of the liability of the officers concerned in accepting the deteriotated stuff at a higher rate and causing loss to the Municipality.

ORDER NO.L. 2011-12 / C K 3-5 L CO

Dated, Bangalore, the 16-5-52

Sanction is accorded to the payment of the balance amount of Rs.1,423/9/3 to Sri.K.Nandibasappa pending further consideration of the question of enforcing the responsibilities of the then President and the then Health Officer for the loss incurred by the Municipality.

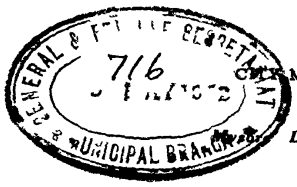
(V.Hanumanthappa)
For Secretary to Government,
L.S.G. Department.

To

The Municipal Commissioner, Mysore City (thro' the President)
" Controller, State Accounts Department, Bangalore.

knr-4/14.5

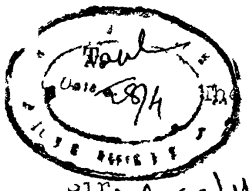
No C2 P A 86/48-49
Encls



CITY MUNICIPAL COUNCIL
P B No 17
Dated 25-4-52

FROM

THE MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL,
MYSORE



The Secretary to Government,
L S G Department, Bangalore

Sir,

Subject - Supply of horsegram by Sri Nandi Basappa to the Municipality.

7339

With reference to your letter No L. 602 dated 9-4-52 on the above subject, I write to state that a copy of the letter dated 3-11-51 received from Sri Nandi Basappa was enclosed to my letter No C2 P A 86/48-49 dated 19-11-51 Apart from this letter no legal notice has been issued by the party to the Municipality

Yours faithfully,

S Seshagiri Rao 25/4/52
(S SESHAGIRI RAO)
Municipal Commissioner I/C

PSK

No C2.P.R. 86/48-49.
Encls

CITY MUNICIPAL COUNCIL
P B No 17

Mysore Dated 26-6-52.

GENERAL & REVENUE SECRETARIAT
25-57
7 JUL 1952
MUNICIPAL BRANCH

FROM

THE MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL,
MYSORE

To

The Secretary to Government,
L.S G Department, Bangalore

(Through the President, C M.C Mysore)

Sir,

Subject - Re the supply of horsegram by Sri. K. Nandibasappa to the Municipality.

I write to request you kindly to arrange to return the connected records sent with this office letter No.C2.P.R. 86 of 48-49 dated 22-2-52 on the above subject as the same is required in connection with the payment of the balance amount viz , Rs. 1423-9-3 to the contractor as sanctioned by Government in their order No.L. 2011-12/C.M 3-52-10 dated 16-5-52

Yours faithfully,

(F M Abdul Rahim)
Municipal Commissioner

Forwarded with compliments,

(A Krishnamurthy Rao)
PRESIDENT

PSK

L. 5846/Encl records
29 7 52

To
The Municipal commissioner
Mysore city municipality
(Thro the Commrdnr)

Sir,

~~with~~ I am directed to return herewith the records of your office relating to the supply of horse gram to the Mysore city Municipality by Dharmaratnakara Sri K Nandibasappa sent with the your letter no C2PR 86/48 49 dated the 7 5 1, the receipt of which may kindly be acknowledged

Yours faithfully
29/7
for Secretary to Government
L. S & Department
FRD 29/7

No. C2 P.R. 86/48
Encls

CITY MUNICIPAL COUNCIL
P B No 17

Mysore, Dated 4-8-52

3556
13 AUG 1952

From

THE MUNICIPAL COMMISSIONER,
CITY MUNICIPAL COUNCIL,
MYSORE

To

The Secretary to Government,
L.S.G Department, Bangalore.

Sir,

I write to acknowledge receipt of the file of papers relating to the supply of horsegram to this Municipality by Dharmaratnakara Sri K Nandibasappa, sent with your letter No L. 5846 dated 29-7-52.

Yours faithfully,

(I M.Abdul Rahim)
Municipal Commissioner.

PSK

EXPLANATION OF MR R RAMACHANDRA RAO BHOMBORE
CALLED FOR BY THE CHIEF SECRETARY, GOVERNMENT
OF MYSORE, IN HIS D.O. LETTER No.9413/C B
DATED 26-9/10-1950
3

Facts of the case

As usual, tenders were called for for supply of horse-gram for the use of the Health Section cattle of the Mysore City Municipality for the year 1947 There was only one tender, that of Mr. T Thammanna who wanted Rs 32 + 15% handlir charges per palla. I recommended the purchase for one year tc the Council that met on 31-1-1947 at Rs 32 + 5% handling charges This was approved and the Health Officer who was the Health Section Officer in charge of the animals in the Municipal Farm was asked to take further action as usual On 18-2-47 the Farm Manager sent a cover to Mr Thammanna informing him of the sanction of the tender and asking him as to when he would supply horsegram It is seen from the record that Mr Thammanna refused to receive this cover (vide page 27 in the record)

At this time, gram had been controlled and there was scarcity to procure it I had learnt that Mr Thammanna had not supplied any gram to the Municipal Farm I had also information that he was the only tenderer to supply gram to the Palace animals and had failed to do so I was the Chief Rationing Officer and chairman of the City Food Council and so had daily touch with the market In the event of Mr. Thammanna not supplying horsegram, to tide over the difficult I contacted the Huzur Secretary and learnt from him that Mr Thammanna had failed to supply to the Palace and that the Deputy Commissioner had been requested to arrange otherwise I also saw the Deputy Commissioner and learnt from him that the Grain Merchants' Association had been instructed by hir to supply to the Palace and we could also get our supply from that Association under his permission Then on 22-2-47 the

the President of the Association (Mr K Nandi Basappa) saw me with an application dated 16-2-47 on behalf of the Grain Merchants' Association and said that Mr Thammanna was unable to procure and supply to the Palace, that thereupon the Deputy Commissioner ordered the Association to supply to the Palace. He requested that on behalf of the Association the contract may be transferred from Mr. Thamanna to the Association at the rate charged to the Palace. To make sure if Mr Thammanna had failed to supply, this letter was immediately sent to the Health Officer for report His report came on 25-2-47 wherein it was stated that Mr Thammanna had not supplied and that the cattle were starving, with the result that the number of trips of rubbish carts was reduced causing insanitation in the city. This indicated an alarming state of affairs and I lost no time in placing the report of the Health Officer and the letter of the President, Grain Merchants' Association before the Council at the earliest opportunity, namely 27-2-47 The Council thereupon resolved that the Municipal President be authorised to purchase horsegram of the quantity required for March and April 1947 from the Association at the rate charged to the Palace This resolution was forthwith sent to the Health Officer on 1-3-47 for taking immediate further action It was the duty of the Health Officer to intimate the council resolution to the Health Committee, the President of the Grain Merchants' Association and the Farm Manager and to a proper agreement from the Association and arrange to supply as per the quality approved.

On 8-3-47 Mr. T Thammanna presented to me a petition stating that he had not heard about the acceptance of tender This appeared to me to be strange and I sent the petition at once to the Health Officer asking why there was delay in these matters The Health Officer had with him the resolutions of the Council dated 31-1-47 and for immediate action and so I had to urge him to avo

delay On 8-3-47 alone the Health Offieer wrote to Mr Tharmanna who replied on 10-3-47 that the rate quoted by him namely Government rate plus 15% to be accepted and that the Council rate of Government rate plus 5 % was not workable This was sent to me and I ordered at once that it may be placed before the Health Committee and their views obtained for being placed before the Council The Health Officer instructed his typist to draft a detailed note explaining the circumstances of the case and circulate among Health Committee members There is nothing in the record to show what occured next Since Mr Thammanna was not agreeable to supply gram at less than Government rate plus 15 % and the Council had on 27-2-47 sanctioned the purchase from the Association at Government rate (R 32) plus 10 %, the subject of Mr Thammana's case came to a close

As gram was urgently needed the Health Offier has drawn the supply from 27-2-47

On 15-3-47 the Health Officer requested me to address the Deputy Commissioner to instruct the Association to supply gram at the rate supplied to the Palace In this letter the Health officer also stated that"Mr Nandibasappa called that day at his office and that he and the Municipal Vice-President had a talk with him and he is agreeable and the requirement per year is 750 pallas" As the permission of the Deputy Commissioner was necessary in this behalf I addressed to him the same day There is a letter dated 21-3-47 in the record written by the Health Officer to the Municipal President stating that "the Deputy Commissioner had phoned to him that in case the Municipality wants horse-gram at the controlled rate (rate at which horsegram was supplied to the Palace) we must buy the required quantity for the year namely 750 pallas at once from the controlled stock After the supply to the Palace and the Municip

is made the remaining stock will be released to the public and it may not be easy to obtain horsegram afterwards and certainly not at the present rate " /~ This letter does not bear my office seal or my initials 7. On 25-3-47 the Health Officer sent his report stating "I have the honour to state that I met the Deputy Commissioner Mysore yesterday evening and discused the question of obtaining horsegram for the Health Section He said that the Association was supplying horsegram to the Palace at Rs 32 per palla plus 10% extra and that the Association could supply at the same rate whatever quantity of horsegram the Municipality may require In this connection, I wish to state that our annual requirement of horsegram comes to 750 pallas During the discussion you had with the Contractor Mr Thammaanna he has made it clear that he was not prepared to supply at a lesserrate than Goverment rate plus 12½% It is profitable to purchase horsegram from the Association instead of from Mr Thamanna at Government rate plus 12½% The saving to the Municipality in purchasing the required quantity of horsegram from the Grain Merchants Association would R. 600 " On this letter I ordered on 26-3-47---"Monthly requirement may be purchased The Health Officer may take a mutchalika from the Grain Merchants' Association and placed before the Council " This was seen by the Health Officer on 27-3-47 He noted the orders and communicated to the Farm Manager asking him to contact the President Grain Merchants' Association and get the mutchalika as per orders of the Municipal President On 26-3-47 the Farm Manager sent an indent for 50 pallas of gram to the Association and sent a copy thereof for my information through the Vice-President After perusal I sent it back on 27-3-47 to the Health Officer with the remark "Seen and returned Agreement should be taken early" The Farm Manager on 26-3-47 reported to the Health Offier that he had contacted the President Grain

is made the remaining stock will be released to the public and it may not be easy to obtain horsegram afterwards and certainly not at the present rate " / This letter does not bear my office seal or my initials /. On 25-3-47 the Health Officer sent his report stating "I have the honour to state that I met the Deputy Commissioner Mysore yesterday evening and discussed the question of obtaining horsegram for the Health Section He said that the Association was supplying horsegram to the Palace at Rs 32 per palla plus 10% extra and that the Association could supply at the same rate whatever quantity of horsegram the Municipality may require In this connection, I wish to state that our annual requirement of horsegram comes to 750 - pallas During the discussion you had with the Contractor Mr Thammaanna he has made it clear that he was not prepared to supply at a lesserrate than Goverment rate plus 12½% It is profitable to purchase horsegram from the Association instead of from Mr Thamanna at Government rate plus 12½%. The saving to the Municipality in purchasing the required quantity of horsegram from the Grain Merchants' Association would Rs 600 " On this letter I ordered on 26-3-47---"Monthly requirement may be purchased The Health Officer may take a mutchalika from the Grain Merchants' Association and placed before the Council " This was seen by the Health Officer on 27-3-47 He noted the orders and communicated to the Farm Manager asking him to contact the President Grain Merchants' Association and get the mutchalika as per orders of the Municipal President On 26-3-47 the Farm Manager sent an indent for 50 pallas of gram to the Association and sent a copy thereof for my information through the Vice-President After perusal I sent it back on 27-3-47 to the Health Officer with the remark "Seen and returned Agreement should be taken early" The Farm Manager on 26-3-47 reported to the Health Offier that he had contacted the President Grain

Grain Merchants Association and that he is agreeable to supply gram at 50 pallas per month This was sent to me on 29-5-47 and I ordered--- "Let me have a correct statement showing the number of animals fed etc " This statement is not in the record On 11-4-47 the Health Officer wrote to the President Grain Merchants' Association to call at his offi that day at 4 P M to execute the mutchalika as the Municipal President was insisting on the mutchalika being placed before the Council and so to treat the matter as very urgent This letter was acknowledged by the party on the same day On the reverse side of page 54 in the record there is a shara in red ink in the handwriting of the Health Officer Mr Anantha Rao as follows---- "Agreement taken on 18-4-47--- and ~~initial~~ initialled and dated 18-4-47 . This agreement is not in the record .

On 18-4-47 the President GrainMerchants' Association wrote to the Health Officer that the Association was prepared to supply every month at 50 palas at the same rate charged to the Palace The Health Officer sent it to me and after perusal I recorded these instructions on it "The stock and issue of horsegram should be taken care of well and got audited regularly Personal inspection and scrutiny by the Health Officer very necessary", and the paper was sent to the Health Officer

Till 29-5-47, that is nearly for 1½ months what occured is not shown by any paper in the record That day (27-5-47) the Health Officer replied to my above instructions thus-- "The receipt and issue of horsegram etc are regularly accounted for and duly audited very often The feeding of cattle is being supervised by the Manager The bills are paid every month regularly without any delay In my opinion the Farm Manager is competent to maintain the stock accounts I will also test check and scrutinize the same from time to time " This was perused by the Vice President Mr T Narasimha Iyengar and returned to the Health Officer on 3-6-47

But the record shows that the file in respect of gram was received on 9-10-47.

On page 60 of the record there is a note dated 9-6-47 by the Head clerk of the Health Section -- "The contractor should execute the mutchalika as contemplated in the sale notification conditions " On this the Health Officer has written on 11-6-47 thus-- "Where is the mutchalika signed by the resident of the Grain Merchants' Association " Upon this, the Health Officer addressed his leter dated 13-6-47 to the Farm Manager stating that a mutchalika may be got executed promptly from the contractor Mr Nandibasappa

The above is a brief account which can be summarized from the papers in the record kindly made available to me, so far as my term of office as President in connection with the purchase of horsegram for 1947

Thereafter the bills came and further proceedings are in the records with the Government.

<u>Mis-statements and omissions in the report of the Special Committee of 4 Municipal Councillors and my remarks thereon</u>

1 It was not easy to procure gram

After referring to the acceptance on 31-1-47 of the tender of Mr Thammanna at Government rate plus 5 % extra as reduced from Government rate plus 15 % on my suggestion, there was good deal of action taken as Mr Thammanna did not come forward to supply horsegram as per resolution of the Council on 31-1-47 and he even refused to receive the cover containing letter dated 18-2-47 from the Farm Manager (page 27 of the file) asking for supply of horsegram as per council resolution This letter to Mr Thamanna was in consequence of the communication of the Health Committee resolution dt 30/1/47 and Council resolution No 140 dated 31-1-47 for purchase of gram for one year from 1-2-47 to 1-2-48 Prior to this time, I was making enquiry about the availability of

of horsegram I was then the Chief Rationing Officer and the chairman of the Food Council and hence I was in almost daily touch with the market It was an unprecedented season of scarcity of horsegram I was anxious about the animals feed and they were actually forced to starve (vide reports of the Farm Manager and the Health Officer in the file describing the forlorn condition especially of the draught animals and diminution of the conservancy carts. accumulation of filth etc affecting sanitation) I learnt that Mr Thammanna was the only person that put in a tender for supply of horsegram for the Palace animals and that he had failed to supply therein He was the only tenderer to the Municipality also and here also he failed to supply and insisted upon a rate equal to Rs 32 plus 15 % extra per palla This was in excess of the rate charged by the Grain Merchants' Association ~~subse~~ subsequently for supplying gram to the Palace He had no gram and gram then was controlled and had to be got through the controlling authority the Deputy Commissioner Mysore Evidently to keep his prestige as a merchant he pitch-forked his rate by demanding 15 % over and above the Government rate of Rs 32/- per palla To us. the situation became accute. the dumb animals continued to deteriorate At this juncture luckily, I learnt that the Huzur Secretary had arranged to get gram through the Grain Merchants' Association with the help of the Deputy Commissioner So. I contacted the Huzur Secretary and also the Deputy Commissioner who had the power to issue permits to import gram by the Grain Merchants' Associatio Mr Nandi Basappa as President of this Association presented his application dated 16-2-47 to me on 22-2-47 stating that after Mr Thammanna had failed to procure and supply horsegram to the Palace. the Deputy Commissio had instructed the Association to supply the Palace and Association would be prepared to supply to the Municipa

also at the same rate charged to the Palace if the Deputy Commissioner permitted Immediately this application was placed before the Council after ascertaining from the Health Officer that Mr Thammanna had failed to supply gram and on 27-2-47 the Council approved the supply by the Association for two months at the rate charged to the Palace that is, Rs 32 plua 10 % per palla All this worry on my part has gone unnoticed and unappreciated by the Special Committee who simply pass on to the application presented by the Grain Merchants' Association thereby creating an impression that after 31-1-47 (the date of the Council resolution) the President did nothing by stating-- "In the meanwhile etc " This is deliberately unfair to m

2 Untenable reliance on Mr Thammanna's statement

The Special Committee's report (Page 1) says that Mr Thammanna was addressed only on 8-3-47 when he presented an application dated 8-3-47 stating that he had not heard anything regarding the acceptance of the tender given by him This was a barefaced lie on his part, since he should have known that the letter he refused to receive (page 27 in the record) came from the Farm Manager and was about his tender to supply gram The Special Committee's acceptance of this lie is at the least very incorrect as it cannot be thought that Mr Thamanna had not known the Resolution of the Council dated 31-1-47 and had no opportunity to know it or had not interested himself to know it in a big transaction like this It is clear that Mr Thammanna knew about the acceptance of his tender at a modified rate and that he had failed to supply It was also known to others, since in his application dated 16-2-47 the President Grain Merchants' Association has also referred to this and the Health Officer has stated before 27-2-47 that Mr Thammanna had failed to supply The health Officer was present at the council meeting on that day

when

when the CrainMerchants' Association' application was apcepted with a modification re the period of supply The Special Committee has failed to appreciate these facts

3 Careless study of records by the Special Committee

The statementmade by the Special Committee on page 2 of their report that ---"Sri Nandibasappa was agreeable to supply the horsegram at the same rate supplied to the Palace, the rate being R. 32 plus 12½ per cent handling charges per palla" This statement they have based upon the report of the Health Officer dated 15-3-47 as appears from their report vide page 2 But this report of the Health Officer refers to a separate matter, namely a request to the Municipal President to write to the Deputy Commissioner to instruct the Assocation to supply gram etc and there is no mention in it that the rate at which gram was supplied to the Palace was R 32 plus 12½% The Health Officer in his report dated 25-3-47 to the Municipal President has stated that when he met the Deputy Commissoner the previous day he said that the Palace rate was Rs 32 plus 10% per pala This rate was the rate that was understood by the Council in their resolution dated 27-2-47 This shows that the Special Committee have not studied the records carefully

The Special Comittee say on page 2that "when the bills were plaed before the Health Committee, it resolved on 17-2-48 that there was no authorisation from the Municipal Council etc " But the record shows that only one bill dated 9-10-47 was placed before the Council (not Health Committee) on 17-2-48 and it was deferred till July 1948 At the Council meeting on 23-7-48 the file was referred to the Legal Committee through theHealth Committee This again shows that the Committee did not study the papers carefully

4 Presentation of references to create unfavourable impression

On page 4 the Special Committee have stated thus-- "The Health Officer has addressed the President subsequently on 15th March 1947, 21st March, and 25th March 1947 These three references are quoted with a purpose to give an impression that though the Health Officer made several references to the Municipal President they were not heeded to by him The truth however is otherwise as shown below

Reference dated 15-3-47 of the Health Officer relates to his request to address the Deputy Commissioner to instruct the Grain Merchants' Association to supply horsegram at the rate supplied to the Palace and states that he (Health Officer) and the Municipal Vice-President (Mr T Narasimha Iyengar) had a talk in the Vice-President Mr Narasimha Iyengar's office with the President of the Grain Merchants' Association who was agreeable to supply, that the requirement was 750 pallas. and that on receipt of a reply from the Deputy Commissioner, the matter will be got circulated among the members of the Health Committe The very day the Municipal president addressed his let No GL 2868/46-7 dated 15-3-47 to the Deputy Commissior Hence no delay on the part of the Municipal President reply from the Deputy Commissioner was received on 2 and it was sent to the Health Officer for further act as ~~he had~~ promised by him to place it before the H Committee The record does not show that he did so referred it to the Vice-President with a request to the gram etc

Reference dated 21-3-47 of the Health Office to the Municipal President stating that the Depu sioner phoned to himthat in case the Municipalit horsegram at the controlled rate-- at the rate s the Palace- the Municipality must buy the requir of 750 pallas at once from the controlled stock

the supply to the Palace and the Municipality, the remaining stock would be released to the public and it may not be easy to obtain horsegram afterwards and certainly not at the present rate This letter did not come to my notice and its details are not specified by the Special Committee But these details show clearly my active action to secure the horsegram and do not support the impression the Special Committee wanted to create

Reference dated 25-3-47 from the Health Officer stating that he met the ~~Dxxxxx~~ Deputy Commissioner previous evening and he said that the Association was supplying horsegram to the Palace at Rs 32 plus 10% per palla and that the Association could supply at the same rate to the Municipality whatever quantity required and requested permission to buy 750 pallas etc On this report, I ordered on 26-3-47 thus-- "Monthly requirements may be purchased The Health Officer may take a mutchalika from the G M Association and may be placed before the Council " It was at once sent to the Health Officer who saw it on 27-3-47 and forwarded the same to the Farm Manager to contact the President G M Association and get the mutchalika executed as per orders of the Municipal President (The Farm Manager later reported to the Health Officer that the whole case was dealt with inthe Health Office and laid the responsibility on the Health Officer) Thus the above three letters so prominently put forward by the Special Committee as to create an impression that the Health Offier was alive to the sense of duty and responsibility and the Municipal President was negligent and irresponsible show that the President took every responsibility and attended to the matter in all its aspects with all expediency

I prevailed upon the Association to supply monthly though it had stocked and wanted the Municipality to buy their entire requirement once for all This could not be done as the Council's sanction was only for two months

The bills which will be referred to later on show that the purchase was made monthly and not in one lump as the report of the Special Committee (page 5) is likely to create an impression that it was purchased in a lump.

5. Muthalika (Mutchalika)

As regards the mutchalika to be obtained from the Grain Merchants' Association, it is clear that the Municipal President insisted upon it in time and issued strict orders to the Health Officer An impression is created from the remark (on the reverse of page 54 in the record) by the Health Officer in red ink as such - "Agreement taken on 18-4-47", that the agreement was really taken The Health Officer's querry, "where is the mutchalika signed by the President of the G M Association" found recorded on the note of his Head Clerk under date 11-6-47 (on page 60 of the record) leads one to believe that the mutchalika was certainly taken already. The agreement is not in the record. If it had come to me along with the opinion of the Heath Committee, it would have been as a matter of course, placed before the council The record shows that subsequently an agreement was taken on 11-12-47 in which the Municipal Advocate, the Health Officer and the then Municipal President seem to have participated as the draft made by the Municipal Advocate on 7-12-47 was scrutinised by the President on 8-12-47 and sent to the Health Officer with instructions for further action. This was many months after I had left the Municipality The Health Officer got this mutchalika executed on a stamp paper in which the rate mentioned is Rs 32 plus 12% per palla of gram. for supply of 750 pallas for the year 1947 Before executing such a mutchalika, the orders of the Council should have been obtained not only with rggard to further purchases, but also to vary the rate from Rs 32 plus 10% to Rs 32 plus 12% It is inexplicable how the rate was raised to Rs 32 plus 12%

handling charges, while the council had approved the rate at which the gram was supplied to the Palace viz , Rs 32 plus 10% and the bill dated 9-10-47 for 341 pallas and 2 sers for Rs 12003-14-3 at Rs 32 plus 10% for the period 27-2-47 to 1-9-47 had already been received from the contractor before the agreement was taken on ~~xxxxx~~ 11-12-47 So also, the supply . This irregularity inspite of my persistent orders to the Health Officer to have the agreement in time was not brought to the notice of the Council which met on 17-2-48

Resolution of 17-2-48

The resolution of the Council on 17-2-48 does not refer to the following:

1) The omission of the Health Officer in carrying out my orders from time to time to get the mutchalika in time and submit the same with necessary information to enable me to place the matter before the council and to get further orders as regards supply of horse gram for subsequent months;

2) the discrepancy in the rate in the agreement of 11-12-47 as Rs 32 plus 12% as against Rs 32 plus 10% sanctioned by the Council on 27-2-47,

3) the mention of the purchase of 750 pallas in the agreement in violation of the council resolution dated 27-2-47 without obaining further council sanction,

4) the agreement executed by Mr K Basappa was in his capacity as President of the Grain Merchants Association and not in his private capacity as was clear throughout the record in this transaction The council therefore ~~xxxxxxxx~~ put a querry if

Mr

Mr Basappa has been pressing this bill in his individual capacity or as the President of the Grain Merchants' Association The Municipal Councillor and the Health Officer were evidently present at Council meeting and they should have explained to the Council the real facts of the case as the entire fi which contained all my orders to the Health Officer, his action thereon and the mutchalika of 11-12-47 was before the meeting after necessary circulation If they had done so, the Council would not have put that querry and would have probably come to a decision to settle no only this bill, but also another bill of 7-1-48 for Rs 6826-11-0 for supply of 193-94 seers for the period 1-10-47 to 1-1-48 at Rs 32 plus 10% which bill should have also been in the file showing that till 1-1-1948, that is 1½ months prior to the Council meeting on 17-2-4 a total quantity of 534 pallas 96 seers of horsegram an the two bills therefor had been actually received by th Health Officer and the total value of Rs 19,978-9-3 was to be paid at Rs 32 plus 10% per palla and not at Rs 32 + 12% as wrongly stated in the mutchalika dated 11-12-47 In this council resolution of 17-2-48 nothin is said about any lapses on the part of any officer or any explanation of any offier was called for, nor was any objection raised by any one about the quality of gram The Special Committee however has not considered any of the above facts, which I submit are very important To what extent the Special Committee's repor has to be discounted is a matter for consideration

7. Commissioner's second note of 16-3-1948

In obedience to the Council direction in their resolution dated 17-2-1948, the Municipal Commissioner made necessary enquiries and went through the connected papers and submitted his detailed note dated 16-3-1948 to the Council In this note, the Commissioner stated among other things

(1) The Health Officer had been directed by the Municipal President in order dated 26-3-1947 to purchase a month's requirement and to obtain a mutchalika

(2) Mr Thammanna had made it clear that he was not prepared to supply horsegram at a lesser rate than Government rate plus 12½%

(3) As Horsegram was not available anywhere, the quantity immediately required for feeding the bullocks in the sewage Farm was purchased

(4) The Farm Manager and the Health Officer should have taken timely action and submitted the file for being placed before the Council for further action

(5) The Municipal Advocate who was requested on 20-10-1947 to send a draft agreement to be executed by the Association sent it only on 8-12-1947

(6) In the above circumstances, the delay may be condoned and the bills may kindly be ordered to be placed before the Health Committee and the Council for sanction

The Commissioner concluded his note by stating that Mr Nandibasappa had presented the bills as the President of the Grain Merchants' Association

The Special Committee have neither referred to this note of the Commissioner nor given any value to the important facts or recommendations stated therein However, these facts point out the lapses of the Health Officer and the Farm Manager and do not indicate any lapses on my part.

It is to be noted that this Commissioner, Mr Hirannayya, succeeded me as Municipal President in July 1947, and became a Municipal Commissioner from the beginning of 1948. He had therefore full and personal knowledge of the details of the transaction and the lapses connected with the officers

8. Further Reports

The Commissioner's note of 16-3-1948 was before the Council at their meeting in March 1948 The subject of sanctioning the bills was again deferred from month to month In the meanwhile, it appears that this subject, came before the Health Committee and also before the Legal Committee There was a further note by the same Commissione dated 6-6-1948 who says in it that he examined the books of the Grain Mervhants' Association, that the Association had 48 merchants as members, that the Association purchased gram before 26-3-1947 at Rs 32-8-0 and Rs 34-8-0 per palla

On 17-12-1948, the then Commissioner Mr Safdar Hussain added his note to the record stating that he agreed with the note of his predecessor Mr Hirannayya and that the bills may be paid.

The Chairman of the Legal Committee Mr T Narasimha Iyengar, a member of the Special Committee, said in his letter dated 9-1-1949 addressed to the Chairman, Health Committee that from the perusal of records, "it is seen that the Sectional Officer has not observed the formalities required by law and this has led to this complication as he has taken the supply of gram at his responsibility."

It is evident from the above that till this date there was no sort of accusation against the Municipal President On the other hand, the Section Officer was specifically mentioned as having not attended to the proper procedure and as having taken the gram on his own responsibility The Special Committee have not referred to the two notes of Mr Hirannayya, the note of Mr Safdar Hussain

and the letter dated 9-1-1949 of Mr T.Narasimha Iyengar as Chairman, Lwgal Committee, nor is there anything mentioned in the report of the Special Committee regarding these notes Mr Narasimha Iyengar while on 9-1-1949 accusing only the Sectional Officer as stated above and not saying even a word against me has on 5-4-1950, that is over a year later, in the Committee's report has subscribed to the statement, namely, "the primary responsibility for this unauthorised purchase of horsegram that led to this muddle was that of Sri. R. Ramannandra Rao Bhombore the then President and Dr E. Anantha Rao the then Health Officer. The then Health Officer has to share the responsibility for these lapses as he has failed to convene the meeting of the Health Committee as was ordered by the President It is needless to point out how inconsistent the opinions of this important member of the Special Committee are He was the Vice President during 1947, while purchasing gram from the Association he partook in the discussion along with the President of the Association and the Health Officer (See para 5). he was the Section Officer in charge of the Sewage Farm where the animals were fed. he was taking delivery of the horsegram supplied and seeing to its proper storing through the Farm Manager his assistant vide memo dated 25-3-47 of the Health Officer to the Vice President in the reply No. CS 9-1029/46 dated 24-3-47 from the Deputy Commissioner (See para 6), he was in close and constant touch with the Farm Manager and the papers connected with the purchase of gram, he had visited the Farm with me and had appealed to me that the animals were starving including the costly buffaloes, he was attending the several Council meetings, he was Chairman of the Legal Committee, he had every occasion to see the several notes above referred to including his own letter dated 9-1-49 Till then, he had nothing to say against me and was convinced that the irregularity was due to the inattention of the Health Offic to my orders which he admits as having been issued to the

Health Officer for urgent attention Yet, Mr T Narasimha Iyengar has made bold at a distance of 4 years to drag me and make me primarily responsible and also to hold me liable to make good the imaginary loss, to which I shall refer later on I respectfully submit that no value should therefore be attached to the Special Committee's report

9 The Council Meeting on 2-4-1949

When the subject came up before the Council on 2-4-49, the Council resolved -

(1) that the bills from March 1947 to December 47 both inclusive be recommended for payment at the rate agreed to by the Council for the months of March and April 1947,

(2) that necessary action be taken against concerned officials responsible for the irregularities in not having got the sanction of the Council in time, and for not bringing to the notice of the Council the bad quality of the horsegram said to have been supplied by the contractor

Evidently, the Council was convinced that the rate at which the bills were submitted was acceptable in the light of the exhaustive notes of the two Commissioners and the letter of the Chairman of the Legal Committee above referred to Moreover, it was evident from the report of the Health Officer dated 21-3-47 that the Deputy Commissioner clearly stated that "it may not be easy to obtain horsegram afterwards and certainly not at the present rate " Accordingly the Council approved the payment of the bills upto December 1947 inclusive at the rate sanctioned by the Council resolution dated 27-2-47 The second note of Mr Hirannayya who examined the books of the Association on 6-6-48 states that the Association purchased the gram at Rs 32-8-0 and Rs 34-8-0 per palla Adding to this the handling charges, the rate of Rs 32-8-0 plus 10% will come to Rs 35-12-0 per palla and the rate of Rs 34-8-0 plus 10% will come to Rs 37-15-2½ per palla, while

the rate quoted in the bills namely Rs 32 plus 10% comes to only Rs 35-3-2½ per palla, which clearly shows that the rate charged in the bills of the Association was fair and reasonable If, on the other hand, the Association had made out the bills at 12% extra as per the agreement dated 11-12-47 above referred to, the price per palla would go still higher that is, to Rs 35-13-5 So, in the opinion of the Council to pay the Association for all the gram that had been received at the rate specified in the bills should have appeared but just and favourable The Government on this Council resolution of 2-4-49 have not made any comment as to the rate at which the Council recommended payment of the bills

This council resolution was submitted to the Government by the then non official President on 9-5-49 In his covering letter the President said as follows -

" It was ascertained from the Rationing Officer that the ruling rates for horsegram per palla were Rs 28/- for inferior deteriorated stuff, Rs 35 to 40 for stuff of average quality and Rs 42 to 43½ for white and neat quality

" The council who discussed the subject at their meeting held on 2-4-49 at length were of the opinion that the rates agreed to by the Council for the months of March and April may be fixed for the supply of horsegram for the remaining period also and that the payment of the bills to the party be recommended to Government for according necessary sanction in view of the fact that the bill ~~xxxxx~~ related to articles supplied ~~to~~ two years back and the budget provision had elapsed, the amount being met out of the closing balance of the Municipality

" Mr E P Nanjappa one of the Municipal Councillors has informed the Council that he happened to see the horsegram supplied to the Sewage Farm by Sri K Nandibasappa and that its quality was very bad Samples of the horsegram supplied each month have not been preserved by the Farm Manager

No report has been made by the Farm Manager or any other officer that the quality of the horsegram supplied was poor The supplies have been received without any protest from the Farm Manager In these circumstances, the Council felt that there was no justification for making any reduction in the amount of the bill for the alleged poor quality of the grain supplied

The Farm Manager appears to have been negligent in not reporting that the quality of the gram supplied was unsatisfactory Other irregularities have also been committed in not obtaining timely sanction of the Council for the rates to be paid for supplies after April 1947 The Audit Committee will be requested to go into these irregularities and fix responsibility of the officers and officials for the irregularities

I request you to kindly obtain immediate orders of Government to make the payment of the bill of Sri P Nandibasappa for Rs 19,072-11-0 out of the closing balance as he is pressing etc "

(Sd) T Narasimha Iyengar
President I/C

Mr E P Nanjappa was all though a Municipal Councillor and a member of several Committees, he did not make any remark regarding the poor quality of the gram all along and even for 1½ years after the gram had been wholly consumed by the animals Also, Mr Narasimha Iyengar who was receiving the gram, vide memo dated 25-3-47 of the Health Officer to the Vice President (para 4) did not notice any bad quality in it The Special Committee who found no supporting evidence to Mr E P Nanjappa's allegation has discarded it totally

10 Unjust accusation

The Special Committee of 4 Councillors also records "from the circumstances (vide page 5) it is evident that the then Health Officer Dr Anantha Rao though fully aware that the ratification of the Council was necessary,

has not called for the meeting of the Health Committee and placed the matter before them and obtained a recommendation of the Health Committee to the Municipal Council for ratifying the arrangement then made". Yet, it has however pleased the Special Committee to extend the accusation to the Municipal President by recording thus "but the responsibility for placing the matter before the Council was that of the then President and there was no hurry to rush through this arrangement as it was decided to purchase from the Grain Merchants' Association the monthly requirements and not the whole quantity as was suggested by the Deputy Commissioner, and the contractor was also willing to supply the monthly requirements, as had been intimated to the President by the contractor on 18-4-47". This is the first accusation against the Municipal President and it is by the Special Committee Prior to this special committee, for a period of 3 years there was absolutely no lapse levelled against me. The charge against me that I rushed through any arrangement is totally baseless. By my several references to the Health Officer, I had no doubt urged him to submit records completing them as directed, so that they may be placed for further orders of the Council. I never decided to purchase "the whole quantity as was suggested by the Deputy Commissioner". On the other hand, I issued definite instructions to the Health Officer to purchase only "monthly requirements". Only monthly indents were placed and the Association agreed to my instructions to supply monthly and supplies were ~~xxx~~ received also monthly. The way in which the Special Committee, however, has referred to this arrangement in their report is likely to create a wrong impression adverse to me as if I was also responsible for some lapse. The fact is quite the otherwise and I was not in any "hurry" and I never "rush through" any arrangement or spared any pains to insist

upon the proper procedure being observed in order to place the record as early as possible before the Council for necessary sanctions In this attempt I was not helped by the Health Officer

11 No authorisation to reconsider the rate.

The resolution dated 2-4-49 does not allow any scope to consider further that the rate of Rs 32 plus 10% is acceptabl or unacceptable. The Government in their order of 2-8-49 have not raised any question about the correctness of this rate. So it is clear that the powers assumed by the Special Committee to deal with the correctness of the rate at which the bills had been placed before the Council on that date viz , 2-4-49, is a sheer outcome of the earnestness on the part of the Special Committee to find something against me and to fix me as liable to pay for the imaginary loss to the Council

The resolution of 2-4-49 only wanted to fix the responsibility of the officials concerned for the irregularity (1) in not securing the sanction of the Council for purchase for May 1947 and thereafter and (2) in accepting bad gram That no bad gram was taken has been accepted by the Special Committee as there was absolutely no evidence therefor and as the allegation of the longstanding Councillor Mr E P Nanjappa was most unbelievable as shown above There was therefore only one point before the Special Committee and it was to investigate about the irregularity for not securing the Council sanction in time Even granting that the term 'officials' includes the President also, it had been already shown, by the three reports of the two high and responsible Officers, Mr Hirannayya and Mr Safdar Hussain, and also by the report of a member of the Special Committee, Mr T. Narasimha Iyengar as Chairman of the Legal Committee, that the Section Officer Dr E Anantha Rao was responsbile and records also showed that I had several times issued necessary orders to the Health Officer to enable me to secure sanction to contine the purchase partly sanctioned by the Council on 27-2-47 and the Health Officer had failed to respond and continued the unauthorised purchase on his own responsibility Yet, the Special Committee has ventured to accuse me, evidently influenced by the effusion of their pent up bias to involve me and make me liable for something undeservedly

No lapses by the President

The special committee say - "from the papers it is not clear why the meeting of either the Health committee or the Council was not convened" The Health Officer has to explain why he did not call for the meeting of the Health Committee as directed by me and I could not call for the meeting of the Council as the report of the Health Officer did not come to me though I marked all my references to him as "urgent"

The special committee should have known from the records in which (1) the reports dated 16-3-1948 and 6-6-1948 of the Commissioner Mr Hirannayya, (2) the report dated 17-12-1948 of Mr Safdar Hussain, and (3) the letter dated 9-1-1949 of Mr T Narasimha Iyengar (Chairman of the Legal Committee and now a member of the special committee) to the Chairman of the Health Committee were present, that it was the section officer who was responsible for not taking timely action on the requisitions of the President to enable him to place the matter before the Council and to obtain necessary further orders, The special committee has admitted this omission on the part of the Health Officer in their report saying that Dr Anantha Rao has not called for a meeting of the Health Committee etc They should have known thereby that there was absolutely no accusation of any lapse against the President The special committee have ventured to couple for the first time the name of the President with that of the Health Officer as being responsible This is clearly unfair and needs no further explanation beyond what is described above in para 10 The several orders issued by me to the Health Officer as above referred to from time to time clearly show that I was most anxious to secure further orders of the Council for purchasing supplies after May onwards in 1947 The Council on 27-2- 1947 had accepted the rate payable for grain and seeing that grain could not be got at a rate lower than that as explained above, the Council would have accepted long before 2-4-1949 the purchase for the whole year at the same rate if I had only placed the papers before it But, unfortunately, I was prevented to do so by the Health Officer who was responsible as Section Officer and convener of the Health Committe which dealt with this question, regarding purchase, mutchalika, receipt of grain, its storage, its audit, proper use etc and was fully aware as evidenced by his own reports that the animals were starving and becoming unfit for work and the sanitation of the city was suffering, and had my

several orders to place the Council resolution of 27-2-1947 before the Health Committee for their information, to obtain mutchalika, to purchase requirements monthly, to look to proper maintenance of accounts, to check the receipts, to send list of animals, to pay surprise visits and to enable me urgently to get sanction for further purchase of grain He never attended to these things but went on taking grain month after month As President of the Municipality I had multifarious and onerous duties both office and outdoor I was also the Chairman of the Trust Board, the Chief Food Rationing Officer, the Director of Akashvani, the Chairman of the Food Council, besides Chairman of at least a dozen different bodies In addition to this I had to meet the higher officers during their visits and inspections, meet various State Guests and attend to duties connected with their visits, at the same time attending to my heavy office work connected with Council and committee meetings and correspondence I faced all these duties successfully and satisfactorily devoting all my time having very short time of the night for my rest It was the Health Officer that was responsible to originate the correspondence relating to the purchase of horsegram and to secure orders from time to time and to vigilantly conform to the provisions of the Municipal Law As pointed out by the Farm Manager, the transaction connected with the purchase of grain was dealt with in the Health Section by the Health Officer It is therefore clear that the primary responsibility for any lapses or irregularities in the procedure to be followed rested with the Health Officer. If he had discharged this responsibility properly, there would have been no occasion for this "muddle"

No loss to the Council as alleged by the special committee

The Commissioner in his further report dated 6-6-1948 has stated that from his examination of the books of the Grain Merchants' Association he ~~purchased~~ found that before 26-3-1947, the Association purchased grain at Rs 32-8-0 and Rs 34-8-0 per palla The Rationing Officer in his report dated 25-5-1948 in response to a querry from the Commissioner has said that in the year 1947 grain was sold at Rs 32, 33 and 34 per palla and that towards December 1947 the price went up to Rs 43/- per palla, which shows the Mysore Deputy Commissioner's opinion that the prices would go up and gram might not become available has proved to be too true When in December 1947 the price per palla had gone up to Rs 43/-, the rate in the

~~previous~~

previous month must have been more than Rs.32/- per palla To this the handling charges had to be added as was done by the Palace which brings the price per palla to Rs 35-3-2½ which is evidently less than what we should have paid for gram in December and previous months of 1947 It is certainly less if the bill had put the handling charges at 12% as shown in the Agreement obtained on 11-12-1947 and much more so if as referred to on page 2 of the special committee's report that rate was 12½% as supplied to the Palace The Association have shown concession to the Council by charging in their bills only 10% handling charges instead of12 or 12½% The only tenderer Mr T Thamanna wanted 15% handling charges (vide his petition dated 8-3-1947) which was evidently a necessary appendage to the price quoted and if the Association and the Deputy Commissioner had not come to our rescue we would have been forced to depend upon Mr Thamanna even when there was no certainty of getting the supply from him as gram was scarce and the Council would have been forced to accept 15% to save the animals and to incur a much higher expenditure than what was claimed by the Association In the light of these facts, the opinion of the special committee to pay the bare Rs 33/- per palla is ridiculous and impracticable On these considerations the Council on 2-4-1949 must have thought fit to pass the bills at Rs 32 plus 10% already agreed to in the Council meeting on 27-2-1947 It looks very peculiar that in the face of this solemn resolution of accepting Rs 32 plus 10%, the special committee should have made bold to suggest a rate of barely Rs 33/- per palla (without handling charges) quite against definite recommendation made by the incharge President Mr T Narasimha Iyengar to pay Bills as received (vide Page 19)

The Association had purchased gram in March 1947 at Rs.32-8-0 and Rs 34-8- The average of this is Rs 33-8-0 The handling charges at 10% must be allowed and added to this Taking the handling charges at 10% alone instead of 12% as specified in the agreement of 11-12-1947, the value per palla comes to Rs 37-3-2 without taking into consideration the question of profit which is generally about 12½% (to cover expenses in respect of rent, establishment, interest on capital, personal attention, etc) In the light of these figures, the special committee has decided to pay the Association only bare Rs 33/- per palla, which is Rs 0-8-0 less than the purchase price actually paid by the Association and Rs.4-3-2 less, payable at Rs 33½ plus 10%, or Rs 3-3-2½ less, payable at Rs 32 plus 10% as agreed to

No merchant would come forward to suffer loss like this It is very regrettable that the special committee could not see this Mr T Narasimha Iyengar was the Vice-President and section officer of the Sewage Farm and the Farm Manager who received the gram was subordinate to him The gram should have been of good quality as per approved sample and if it had been bad Mr Narasimha Iyengar would surely have raised objection In the special committee's report he has said that there was no evidence to show that the gram was bad, and consequently the question relating to the bad quality was discarded by the special committee Yet, Mr Narasimha Iyengar agreed to the payment at a rate barely at Rs 33/- per palla which is less than the price at which the Association purchased the gram This I submit also indicates bias against me

The special committee evidently had no reference to discuss anything about the rate and to vary it when the council had accepted the bills and did not call for any opinion of the committee regarding the rate The special committee has however shown its eagerness to take up the question of rate outside its purview and goes to the extent of calculating the loss upon its own presumption when there has been no loss actually Considering the full facts, there has been a gain decidedly

The Association presented two bills, one dated 9-10-1947 for Rs.12,003-14-3 and another dated 7-1-1948 for Rs 6,826-12-0, total Rs.18,830-9-3 Adding to this the value of 245 bags, viz, Rs 248-0-0, the bills come to ~~The Association's supply is 535 pallas (in round figure) which at Rs 32 plus 10% handling charges comes to Rs 18,832-4-5, while the special committee states "the bill of the contractor now is for~~ Rs.19,078-9-3" This is ~~evidently~~ not incorrect The committee ~~also~~ says that the loss is Rs.1,423-9-3 This is presumptuous in the face of the resolution of the Council dated 2-4-1949 and shows bias with which the special committee drafted its report observing ~~that~~ the rate per palla at barely Rs 33-0-0 This report was not accepted by the Council on 5-5-1950 unanimously Many members opposed it Mr A Venkatesiah, a Lawyer Councillor, opined that he was not in favour of adoption of the report as he doubted the legality of fixing up of the responsibility on the several officers referred to in the report for want of evidence There was no motion according to law to vary the Council resolution dated 2-4-1949 The Council had not on 2-4-1949

desired to ascertain any loss as they had fully accepted the bills was therefore beyond the power of the committee to point out the loss and say that the amount has to be recovered from the then President and the then Health Officer As has been fully pointed out above, there has been no loss to the Municipality in this transaction On the other hand, the possibility of incurring heavier expenditure has been averted and the animals were saved from starvation and were made available for sanitation work, which as has been made clear by the Health Officer was at that time for want of gram in a deplorable condition The gram has been purchased at a fair rate, at a critical time and has been consumed by the animals The Association desires to be paid for the supply This is a fair request I tried to secure gram at Rs 32 plus 5%, but totally failed The Council realised the situation and accepted Rs 32 plus 10% The purchase then began Subsequently, the Council did not vary the rate but accepted the bills The Government have not questioned in their order dated 3-8-1949 The omission in this transaction was in obtaining the sanction of the Council for purchase from May onwards The Health Officer did not submit the papers before I left the Municipality, or even thereafter as called for by me, though pressure was brought to bear upon him He continued to take the supply without allowing the President to obtain further sanction I never asked him to take further supplies All these facts are borne out fully by the records and yet the special committee has come forward to make the President responsible for not only taking sanction of the Council for further purchase, but also has gone far beyond its limit and said that the alleged loss should be made good by the President This also clearly shows the outcome of the illwill of the committee against the President in continuation of the attack on him previously by a section of the Council to which the members of the special committee belong as shown below

<u>Change of attitude from public policy to personal attack on me by the majority party</u>

For the past some years, the Mysore City Municipal Council was urging to have an elected non-official President The Government had already allowed the Bangalore City Municipality to have such a President, while the case of Mysore, the Government did not feel it expedient to allow similar privilege Before and after the term of my predecessor Mr Raghavendra Rao, the elected members of the Council had put up a severe st

to have a non-official President My posting as an official President was not therefore to their liking It was with much difficulty and tact that I had to get through the work of the Municipality from time to time, as I had to face repeated propositions against the continuance of the official President almost at every Council meeting In fact that became their main ~~theme~~ theme in preference to the other enormous and important work of the Council A perual of the proceedings of those days will bear out this elaborately

At a time, when the Government servants were not allowed to take part in Congress functions and Movements, Rashtrapathi Acharya Kripalani's visit to Mysore City on 19-3-1947 was announced As the servant of the Municipality I afforded all facilities for his due reception and I personally attended and supervised those arrangements In fact in these arrangements I moved with the members of the sub-committee and they appreciated the arrangements in the Town Hall where the address was to be presented and also elsewhere At this time, there was an order in force in Mysore City prohibiting the holding of public meetings, taking of processions etc except under specific permission Accordingly, I prayed for necessary permission and obtained ~~xxx~~ from the District Magistrate In obedience to the Government policy in ~~x~~ vogue at the time, I could not consent to read the address as desired by the sub-committee in which I was also included as a member For this disability of mine under the then existing circumstances I incurred the wrath of the majority party in the Council, though I had attended to every other detail in the arrangements My absence from that civic function was somehow brought to the notice of Acharya Kripalani and he vehemently denounced publicly both the Government and the official President He repeated this condemnation publicly and elsewhere also This disability of mine which not appreciated by the Council further influenced the majority party and made the position of the Official President much more irksome Personally, I have the highest regard for Acharya Kripalani This I made clear to the members of the Sub-committee In spite of this Mr Agaram Rangiah of the majority party in the Council requested at the commencement of the proceedings of the Council meeting on 1-4-1947 for permission to move a protest proposition as follows:

"That the business of this Council do stand adjourned to 4-4-194

4 0 P M as a mark of protest against the attitude of the President in not co-operating with the subcommittee constituted to make all arrangements to present a civic address to Rashtrapathi Acharya J B Kripalani on 19-3-1947 and in not being present at the function"

As such permission could not be given under the law for moving this proposition, I did not grant it, but the work of the Council was not attended to as another proposition for adjournment was brought forward forthwith by another member of that party and it was allowed being consistent with law and accordingly the meeting was adjourned

No confidence motion

On 10-4-1947 that party sent a letter signed by its members requesting me to convene a special meeting of the Council to consider the following two resolutions

1) Resolved that this Council expresses its want of confidence in the present President

2) Resolved that the Government be requested to take action under section 23(ii) of the City Municipalities Act against the President and to remove him from his office on account of neglect of and his failure to perform his duties as President which has resulted in inefficient administration

On this, I sought for instructions of Government who were pleased to say "the resolutions of which notice has been given by the Congress Municip Party are ultra vires of the power of the Municipal Council and are therefore liable to be disallowed" Action was taken accordingly In opposition to this, the then Vice-President Mr T Narasimha Iyengar, who belonged to that party, issued a notice from his office on 3-5-1947 for holdin a special meeting of the Council on 6-5-1947 at 4 30 P M in the Council Hall to move the same resolutions This notice came to me at 8 0 P M on 5 5 1947 when I was fully engaged in the celebration of my daughter's marriage and I sent forthwith a reply to the Vice-President stating among other things that his action in issuing notice for the special meeting wa ultra vires The notice issued by the Vice-President was severely criticised as illegal by some of the Councillors and many pleaded inability to attend the meeting (including 4 important members of that party) That meeting was however held and their resolution was sent to me for being pasted in the Council proceedings book That request was referred to Government for their orders Eventually on 31-5-1947, the Gove[illegible] not permit this pasting

These events clearly show the great struggle, I had with the majority party to get through my work as President, which work could not be got through on account of the obstacles and adjournments With this non-co-operation and its frequent repetition no officer could have any peace of mind Such was my predicament It is strange that this party which but two months prior to the visit of Acharya Kripalani had showered their highest encomiums on me for my work in the Municipality for over 2 years should have suddenly changed to torment me in various ways, only because could not be present at the meeting to read the address

Appreciation of my work.

The leader of the Congress party Mr B Narayanaswamy at the council meeting on 23-12-1946 had said: "he was expressing the views of his party and he would like to state before the council that it was not usually the policy of their party to flatter Government officers or to honour them with their appreciation But, he said, wherever there was goodness, efficiency, they were willing to own it irrespective of whether the gentleman is a Government officer or a non-official Personally speakin Mr Ramachandra Rao Bhombore had for the last 3 years rendered the best possible services with complete harmony and concord with the Councillors He said that such worth should be recognized by every one He furthe said, today Mr Ramachandra Rao Bhombore may be an official President and tomorrow he may become our non-official President etc (Extract from the proceedings)

This sudden change in the attitude of the council against me after that unfortunate disability on my part to read the address has continued on account of my non-compliance to allow illegal proceedings against me and is the cause of accusing me in one way or other and humiliate me even after the Government declared again and again that the actions of party were ultra vires and void This has evidently irritated the par

Failure of false accusation in respect of payment of advertisement char

On a previous occasion, that is in 1948, a year and half after I severed my connection with the Mysore Municipality and a few months ev after my retirement from service, I was called on to make good a pal of Rs.50-10-8, the advertisement charge paid to a newspaper for publi

some municipal matters. This attempt also failed, since the Government in their order dated 22-3-1949 held that the payment was in order as only a payment for work done for the Municipality and could not be construed as a privilege conferred on the newspaper in question

During the period of the purchase of the gram, it is evident that I was beset with many difficulties on account of the bitter opposition of the majority party in the council as detailed above and yet I was not unmindful of obtaining the Council sanctions where necessary. As has been pointed out by the two Commissioners and the Chairman of the Legal Committee, the ~~major~~ delay in obtaining such sanction in the matter of the purchase of the gram beyond the quantity that had been already sanctioned was clearly due to the omission on the part of the Health Officer to submit his reports as called for by me from time to time apprising him that they were intended to be placed before the council for their further orders. This delay has been levelled against the Health Officer and nothing has been alleged against me until it appears for the first time in the report of the special committee of 4 councillors constituted by the council in February 1950, a year after the charge in respect of payment of advertisement charges failed

Special Committee's report unsatisfactory and unjustifiable

I have shown in this long explanation how the report of the special committee is unsatisfactory and their decision is most unjustifiable. There has been ~~no~~ absolutely no loss in the purchase of the gram. The Commissioner who actually examined the books of the Association in June 1948 found that the Association had purchased the gram at Rs 32-8-0 and Rs 34-8-0 per pal. Disregarding the fact that the prices towards December 1947 rose to Rs 40, Rs.40-8-0, 42-8-0 and even Rs 43/- per palla, as stated by the report of the Retaining Officer dated 25-5-48 (p 1) the bills submitted by the Association up to the end of December 1947 at Rs 32/- per palla was less than the purchase price paid by the Association. The handling charge is an inevitable concomitant. The Association has therefore received this handling charge at as much less as Rs 32/- was less than their purchase price which was Rs 32-8-0 and Rs 34-8-0 or Rs 33-8-0 average. But, the Association had given its word through the Deputy Commissioner and had to stick up to it. I did not claim the handling charge at 12½% as charged to the Palace or as mentioned in the Agreement executed by the Association on 11-12-1947 consultation with the Municipal Advocate and approval by the then Presid

The Government are aware how in the face of opposition at each stage ~~and how~~ they ~~come~~ came to my rescue again and again by kindly upholding that I had strictly adhered to law and saved my reputation

The Audit-committee, the Legal Committee and the Health Committee have said nothing against me It was the Health committee that was primarily responsible for the due discharge of duty in this affair of purchase of horsegram as stated above and the Health Officer was its ~~commener~~ and guiding officer and he had my clear orders to consult the Health Committee and submit their views for being placed before the Council The Audit-committee has not pointed that there was anything wrong with regard to the rate or quality or quantity nor have they shown any misappropriation or defalcation In addition to this, the Commissioner has said that there was delay in submitting the matter before the Council and that this may be condoned For this delay he held the Health Officer responsible and not I These facts were all before the Council when they passed their resolution on 2-4-1949 accepting the payment of the bills as submitted The matter could have ended there But, the biased councillors pursued it further and some of them as members of the special committee later became judges themselves This has been made plain from the records Then why should I or the Health Officer be called upon to pay for the horsegram consumed by the animals of the Municipality I cannot understand when there has been no loss? The decision of the special committee on me and the Health Officer to make good any sum therefore follows the principle enunciated in the proverb "Rob Peter to pay Paul"

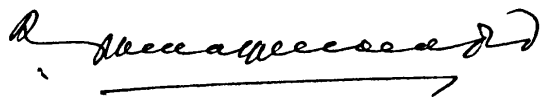
My prayer

I ~~request~~ regret that this explanation has become long, but I have fo it unavoidable, as I desired to bring all available facts as they are to the kind notice of our benign Government I am highly thankful to the Government not only for giving me an opportunity to submit my explanati before passing any orders on the accusation against me, but also, I am greatly indebted to them for their kindness in securing the connected records to enable me to peruse the same here in Bangalore and saving from the humiliation of going to Mysore City Municipal Office as a criminal and to look into the records for necessary information there,

I had requested the benign Government to enable me to see what explanation the then Health Officer Mr E Anantha Rao had submitted for the lapses attributed to him as appear from the records His explanation has not come to me and I do not on that account like to delay the submission of my explanation for the kind consideration of the benign Government, which is the only authority to protect its innocent and loyal servants when they are unjustly accused

I crave permission to add that my humble services as President of the Mysore City Municipality during the long period of 3 years and more almost to the end of my tenure of office there had been highly appreciated by the Council (vide reference to this by the party leader Mr B Narayanswamy) and by the public When the public became aware of the worry which was unnecessarily and undeservedly being caused to me by the no-confidence motion etc by the party as above referred to, they (public and press) criticised the action of the concerned councillors and expressed their dissatisfaction by holding meetings all over the city and sending their resolutions to the Government and the party

I respectfully submit that this explanation of mine which shows that I was not in disregard of any duties and responsibilities and that I am not guilty of any irregularity or intentional delay will meet with kind approval of the benign Government and orders will be passed that I am not responsible for any omission or guilt in the purchase of horsegram for the Municipality and responsible to make good any sum as there has been absolutely no loss as shown in detail above

In conclusion, I respectfully pray that in case of any records being traced to supplement the present file which does not contain all the papers connected with this horsegram transaction or in the explanation of the Health Officer or other official anything adverse to me should appear, I may be kindly given an opportunity to submit my further explanation before final orders affecting me adversely are passed As I have clearly shown that there has been absolutely no loss to the Municipality in the purchase of this gram and on the other hand, there has been a clear saving, besides facing a critical period of scarcity to save the valuable animals, I respectfully beg that the report of the

the special committee may be discarded and my innocense be kindly accepted upon this humble explanation of mine